

**SEMIANNUAL FEDERAL COURT
LITIGATION STATUS REPORT**

Office of the General Counsel
Bureau of Competition
Bureau of Consumer Protection
Regional Offices

June 30, 2025

TABLE OF CONTENTS

PETITIONS FOR REVIEW	1
(A) Orders to Cease and Desist	1
(B) Rulemakings	1
INJUNCTIONS AND CONSUMER REDRESS	4
(A) Preliminary Injunctions (Mergers/Acquisitions)	4
(B) Preliminary Injunctions (Other)	9
(C) Permanent Injunctions/Consumer Redress	9
CIVIL PENALTY AND ENFORCEMENT CASES	49
(A) Consumer Protection	49
(B) Competition	61
SUBPOENA AND CID ENFORCEMENT PROCEEDINGS	63
SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION	65
AMICUS CURIAE BRIEFS OR PARTIAL INTERVENTIONS	84

SUMMARY OF CASES

	Dist. Ct.	Ct. App.*	S. Ct.	Total
PETITIONS FOR REVIEW	0	7	0	7
INJUNCTION AND CONSUMER REDRESS CASES	42	8	1	51
CIVIL PENALTY AND ENFORCEMENT CASES	17	3	0	20
SUBPOENA AND CID ENFORCEMENTS	4	0	0	4
SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION	30	7	2	39
AMICUS CURIAE BRIEFS	3	8	0	11
TOTALS	96	33	3	132

* Includes all cases in which appellate proceedings have taken place during the reporting period or are pending; these cases are not counted in the District Court column, even if such proceedings are occurring simultaneously.

PETITIONS FOR REVIEW

(A) Orders to Cease and Desist

INTUIT v. FTC, No. 24-60040 (5th Cir.)

Parties: Intuit, Inc.

Assigned Attorneys: Bradley Grossman (OGC)
Anupama Sawkar

Nature of Action: Petition for review of final Commission order.

Status: Petition for review filed 1/24/24.
Intuit's motion to stay FTC order filed 3/1/24; Commission's opposition to stay filed 3/15/24; order denying stay entered 3/18/24.
Intuit's opening brief filed 4/15/24; Commission's answering brief filed 6/14/24; Intuit's reply brief filed 7/12/24.
Oral argument held 11/4/24.

TRAFFIC JAM EVENTS v. FTC, No. 21-60947 (5th Cir.)

Parties: Traffic Jam Events, LLC
David Jeansonne

Assigned Attorneys: Mariel Goetz (OGC)
Imad Abyad

Nature of Action: Petition for review of final Commission order.

Status: Petition for review filed 12/21/21.
Traffic Jam Event's opening brief filed 3/28/22; Commission's answering brief filed 9/9/22.
Oral argument held 5/3/23.

(B) Rulemakings

CHAMBER OF COMMERCE v. FTC, No. 24-13436 (11th Cir.); No. 24-3388 (8th Cir.)

Parties: Chamber of Commerce

Assigned Attorneys: Ben Aiken (OGC)

Brad Grossman
Matt Hoffman

Nature of Action: Petition to review final rule regulating the use of “negative options” in marketing and business practices.

Status: Petition for review filed 10/23/24.
Commission’s notice of filing petitions with the Judicial Panel on
Multidistrict Litigation (JPML) filed 11/20/24.
Case transferred to the Eighth Circuit 11/22/24.
Motion for stay filed 12/5/24; Commission’s opposition filed 12/20/24;
reply filed 1/2/25; order denying stay entered 1/17/25.
Petitioners’ brief filed 2/18/25; FTC brief filed 3/17/25; reply brief filed
4/4/25.
Oral argument heard 6/10/25.

CUSTOM COMMUNICATIONS, INC. v. FTC, No. 24-3137 (8th Cir.)

Parties: Custom Communications, Inc.

Assigned Attorneys: Ben Aiken (OGC)
Brad Grossman
Matt Hoffman

Nature of Action: Petition to review final rule regulating the use of “negative options” in marketing and business practices.

Status: Petition for review filed 10/22/24.
Motion for stay filed 12/5/24; Commission’s opposition filed 12/20/24;
reply filed 1/2/25; order denying stay entered 1/17/25.
Petitioners’ brief filed 2/18/25; FTC brief filed 3/17/25; reply brief filed
4/4/25.
Oral argument heard 6/10/25.

ELECTRONIC SECURITY ASSOCIATION v. FTC, No. 24-60542 (5th Cir.); No. 24-3442
(8th Cir.)

Parties: Electronic Security Association
Interactive Advertising Bureau
NCTA – The Internet & Television Association

Assigned Attorneys: Ben Aiken (OGC)
Brad Grossman
Matt Hoffman

Nature of Action: Petition to review final rule regulating the use of “negative options” in marketing and business practices.

Status: Petition for review filed 10/23/24.
Petitioner’s emergency petition for mandamus seeking to compel Commission notification of the Judicial Panel on Multidistrict Litigation (JPML) filed 11/5/24; Commission opposition filed 11/12/24; reply filed 11/14/24.
Writ of mandamus issued 11/19/24.
Commission’s notice of filing petitions with the JPML filed 11/20/24.
JPML order designating petition to be consolidated in the Eighth Circuit issued 11/21/24.
Order transferring case to Eighth Circuit issued 12/3/24. Motion for stay filed 12/5/24; Commission’s opposition filed 12/20/24; reply filed 1/2/25; order denying stay entered 1/17/25.
Petitioners’ brief filed 2/18/25; FTC brief filed 3/17/25; reply brief filed 4/4/25.
Oral argument heard 6/10/25.

MICHIGAN PRESS ASSOCIATION v. FTC, No. 24-3912 (6th Cir.); No. 24-3415 (8th Cir.)

Parties: Michigan Press Association
National Federation of Independent Business

Assigned Attorneys: Ben Aiken (OGC)
Brad Grossman
Matt Hoffman

Nature of Action: Petition to review final rule regulating the use of “negative options” in marketing and business practices.

Status: Petition for review filed 10/22/24.
Commission’s notice of filing petitions with the Judicial Panel on Multidistrict Litigation (JPML) filed 11/20/24.
Order transferring case to Eighth Circuit issued 11/27/24.
Motion for stay filed 12/5/24; Commission’s opposition filed 12/20/24; reply filed 1/2/25; order denying stay entered 1/17/25.
Petitioners’ brief filed 2/18/25; FTC brief filed 3/17/25; reply brief filed 4/4/25.
Oral argument heard 6/10/25.

NATIONAL AUTOMOBILE DEALERS ASSOCIATION v. FTC, No. 24-60013 (5th Cir.)

Parties: National Automobile Dealers Association
Texas Automobile Dealers Association

Assigned Attorneys: Ben Aiken (OGC)
Matthew Hoffman

Nature of Action: Petition to review final rule regulating the advertising, sales, and financing of vehicles by auto dealers.

Status: Petition for review filed 1/5/24.
Motion for stay filed 1/8/24; motion withdrawn 1/19/24.
Petitioner's brief filed 3/15/24; response filed 5/14/24; reply filed 6/13/24.
Oral argument heard 10/9/24.
Judgement and opinion granting petition for review and vacating rule entered 1/27/25.

INJUNCTIONS AND CONSUMER REDRESS

(A) Preliminary Injunctions (Mergers/Acquisitions)

FTC v. GTCR BC HOLDINGS LLC, No. 1:25-cv-2391 (N.D. Ill.)

Parties: GTCR BC Holdings LLC
GTCR LLC
Surmodics, Inc.
States of Illinois and Minnesota (Co-Plaintiffs)

Assigned Attorneys: Maia Perez (BC/Office of Director)
Yan Gao (BC/Mergers I)
R. Tyler Sanborn
Evelyn Hopkins
Dylan G. Brown
William M. Macci
Lauren Gaskin
Elizabeth Klinger
Liliana P. Vargas
Nicholas Widnell
Lily Verbeck
Leonardo Chingcuanco
Jessica Weiner

Brian O'Dea
Jacob Danziger
Keith Holleran
Kendall Alford
Matthew Joseph
Megan McKinley
Rebecca Danielle Kerley
Varnitha Sivaprasad
Wade Lippard
William Segal
Le' Ora Tyree (MWR)
Daniel Guarnera (BC/Office of Director)
David Shaw
Jordan Andrew (BC/Mergers I)
James Weiss
Anna C. Van de Stouwe (BC/Mergers IV)
Jacob Hamburger

Nature of Action: Action for preliminary injunction to prevent the consummation of proposed acquisition of Surmodics, Inc. by GTCR BC Holdings and its affiliates and subsidiaries to combine the two largest manufacturers of critical medical device coatings pending administrative adjudication.

Status: Complaint filed 3/6/25.
Stipulated temporary restraining order entered 3/12/25.
Answer and counterclaim filed 3/27/25.
Amended complaint adding co-plaintiff states of Illinois and Minnesota and defendant GTCR LLC filed 4/16/25.
Defendants GTCR BC and Surmodics answers and counterclaims to amended complaint filed 4/30/25.
Stipulated order for amended temporary restraining order entered 5/28/25.
Defendant GTCR LLC answer and defenses to amended complaint filed 6/30/25.
Evidentiary hearing scheduled to begin 8/21/25.

FTC v. KROGER COMPANY, No. 3:24-cv-347 (D. Or.)

Parties: Kroger Company
State of Arizona (Co-Plaintiffs)
State of California
District of Columbia
State of Illinois
State of Maryland
State of Nevada
State of New Mexico

State of Oregon
State of Wyoming

Assigned Attorneys: Trisha Grant (BC/ACP)
Nathan Mendelsohn
Shira Steinberg
Albert Teng (BC/Office of Director)
Laura Hall
Barrett Anderson
Gary London, Jr.
Leora Tyree
Maia Perez
Susan Musser
Charles Dickenson (BC/Mergers IV)
Elizabeth Arens
Eric Olson
Harris Rothman
Jacob Hamburger
Joshua Smith
Katherine Drummonds
Lily Hough
Rohan Pai
Alexander Bryson
Gula Dixon
Habin Chung
Crystal Liu (BC/Mergers III)
Jessica Drake
Keitha Clopper
Lindsay Greene
Eric Edmonson (WR-SF)
Theodore Zang (NER-NY)
Janet Kim (BC/Compliance)
Kenneth Libby
Paul Frangie

Nature of Action: Action for preliminary injunction to prevent consummation of proposed acquisition of Albertsons Companies, Inc. by Kroger Company pending administrative adjudication.

Status: Complaint filed 2/26/24.
TRO entered 2/27/24.
Memorandum in support of preliminary injunction filed 7/30/24; response filed 8/12/24.
Preliminary injunction hearing began 8/26/24; closing arguments heard 9/17/24.
Opinion and order granting preliminary injunction entered 12/10/24.

Plaintiff's motion for attorney fees filed 3/5/25; FTC's opposition filed 4/4/25; reply filed 4/18/25.
Oral argument on attorney fees held 6/20/25.

FTC v. MICROSOFT CORP., No. 23-15992 (9th Cir.); No. 3:23-cv-2880 (N.D. Cal.)

Parties: Microsoft Corporation
Activision Blizzard, Inc
Amazon.com, Inc

Assigned Attorneys: Jennifer Fleury (Office of Director/BC)
Peggy Bayer Femenella (BC/Mergers II)
James Abell
Cem Akleman
Meredith Levert
Amanda Leigh Butler (BC/Mergers II)
David Morris
Edmund Saw
Joseph Alexander Ansaldo
James Gossmann
Kassandra DiPietro
Maria Cirincione
Merrick Pastore
Michael Blevins
Michael Anthony Franchak
Nicole Callan
Stephen Santulli
Erika Ruth Wodinsky (WR-SF)
Imad Abyad (OGC)
Mark Hegedus

Nature of Action: Action for preliminary injunction to prevent consummation of proposed acquisition of Activision Blizzard, Inc by Microsoft Corporation pending administrative adjudication.

Status: Complaint filed 6/12/23.
TRO entered 6/13/23.
Evidentiary hearing held on 6/22/23 to 6/29/23.
Preliminary Injunction denied 7/10/23.
Notice of appeal filed 7/12/23.
FTC opening brief filed 8/9/23.
Defendant's reply brief filed 9/6/23.
FTC reply brief filed 9/27/23.
Oral argument held 12/6/23,
Opinion by 9th Circuit affirming district court entered 5/7/25.

FTC v. TEMPUR SEALY, INC., No. 4:24-cv-2508 (S.D. Tex.)

Parties: Tempur Sealy International, Inc.
Mattress Firm Group, Inc.

Assigned Attorneys: Adam Pergament (BC/Mergers IV)
Amy Ritchie
Arther Durst
Clifford Hwang
JeanAnn Tabbaa
Jeanette Pascale
Kennan Khatib
Lauran Krachman
Maggie Yellen
Richard Mosier
Stephen Rodger
William Sohn
Xuan Gong
Allyson Maltas (BC/Office of Director)
Ethan Stevenson
Maia Perez
Nicolas Stebinger
Noel Miller
Matthew Joseph (BC/Mergers I)

Nature of Action: Action for preliminary injunction to prevent consummation of proposed acquisition of Mattress Firm Group, Inc. by Tempur Sealy International, Inc. pending administrative adjudication.

Status: Complaint filed 7/2/24.
TRO entered 7/16/24.
Commission's motion for preliminary injunction filed 10/4/24;
defendant's opposition filed 10/25/24; Commission's reply filed
11/4/24.
Motions hearing held 11/8/24.
Evidentiary hearing held 11/12/24 through 11/25/24; closing arguments
held 12/16/24.
FTC motion to extend TRO filed 1/28/25; opposition filed 1/29/25.
Opinion and order denying preliminary injunction pending administrative
proceeding entered 1/31/25.
Order extending TRO to allow potential expedited relief from Fifth Circuit
entered 1/31/25.
Case terminated 4/22/25.

(B) Preliminary Injunctions (Other)

(None Pending)

(C) Permanent Injunctions/Consumer Redress*

FTC v. ACIA17 AUTOMOTIVE, INC., No. 1:24-cv-13047 (N.D. Ill.)

Parties: ACIA17 Automotive
ACIA ACQ
ACIA FINCO
ACIA CH
ACIA CL
ACIA HN Auto
ACIA KL Auto
ACIA Motors
ACIA PG
ACIA PH Auto
ACIA TC Auto
ACIA TN Auto
Auto Canada
James Douvas

Assigned Attorneys: James Davis (MWR)
Rachel Granetz
Rachel Sifuentes

Alleged Conduct: Unfair and deceptive practices in violation of Section 5(a) of the FTC Act and the FTC's Used Motor Vehicle Trade Regulation Rule in connection with auto dealers' marketing, sale, and financing of vehicles.

Status: Complaint entered 12/19/24.
Settlement as to corporate defendants entered 1/2/25.
Douvas motion to dismiss filed 2/17/25; motion denied 5/8/25.
Douvas answer and affirmative defenses filed 6/11/25.

FTC v. AMAZON.COM, INC., No. 24-3835 (9th Cir.); No. 2:23-cv-01495 (W.D. Wash.)

Parties: Amazon.com, Inc.

* Unless otherwise noted, cases involve suits for permanent injunction and other equitable relief. Post-judgment proceedings in district court are not generally reported.

States of New York, Connecticut, Pennsylvania, Delaware, Maine,
Maryland, Massachusetts, Michigan, Minnesota, Nevada, New
Hampshire, New Jersey, New Mexico, Oklahoma, Oregon, Rhode
Island, and Wisconsin (Co-Plaintiffs)
American Booksellers Association (Proposed Intervenor)

Assigned Attorneys: Susan Musser (BC/Office of the Director)
John Newman
Danielle Quinn
Edward Takashima (BC/Anticompetitive Practices)
Christina Shackelford (BC/Mergers III)
Megan Henry
Zhi Rudy (BC/Mergers II)
Christine Kennedy (BC/TED)
Colin Herd
Daniel Bradley
Daniel Principato
Emily Bolles
Jake Walter-Warner
Kelly Schoolmeester
Stephen Antonio
David Schwartz (BC/HCD)
Emma Dick
Ben Aiken (OGC)

Alleged Conduct: Unfair methods of competition through exclusionary conduct in violation
of Section 5(a) of the FTC Act and Section 2 of the Sherman Act to
maintain monopoly power in the market for online superstores.

Status: Complaint filed 9/26/23.
Defendant's motion to dismiss filed 12/8/23; response filed 2/6/24; reply
filed 3/22/24.
FTC motion to bifurcate filed 2/29/24; response filed 3/11/24; reply filed
3/15/24.
Motion to intervene by American Booksellers Association filed 5/8/24;
FTC and defendant responses filed 5/23/24; reply filed 5/31/24.
Order denying intervention entered 6/3/24.
Notice of appeal by American Booksellers Association filed 6/14/24;
appeals court decision affirming district court's order denying
intervention issued 12/4/24.
Order granting in part and denying in part plaintiff's motion to dismiss and
FTC's motion to bifurcate entered 9/30/24.
Second amended complaint filed 10/31/24.
Defendant's answer and motion to dismiss three counts of amended
complaint filed 11/14/24.

Defendant's motion for judgment on the pleadings filed 12/6/24; FTC response filed 1/14/25; reply filed 2/4/25.
Order granting Defendant's motion to dismiss three counts of amended complaint entered 3/20/25.
Order denying motion for judgment on the pleadings entered 4/8/25.
Trial scheduled for 2/9/27.

FTC v. AMERICAN FUTURE SYSTEMS, INC., No. 2:20-cv-02266 (E.D. Pa.)

Parties: American Future Systems, Inc. d/b/a Progressive Business Publications
d/b/a Progressive Business Publications, Inc. d/b/a Center for
Education & Employment Law
Progressive Business Publications of New Jersey, Inc. d/b/a Progressive
Business Publications, Inc. d/b/a Center for Education and
Employment Law
International Credit Recovery, Inc. d/b/a ICR
Edward M. Satell
Richard Diorio, Jr.
Cynthia Powell
Commonwealth of Pennsylvania (co-plaintiff)

Assigned Attorneys: Derek Diaz (ECR)
Christian Capece
Harris Senturia
Maris Snell
Fil de Banate
Conor Duffy

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and
the Unordered Merchandise Statute, and in violation of Pennsylvania
consumer protection law, in connection with Defendants' deceptive selling
of and collection of payment for publication subscriptions.

Status: Complaint filed 5/13/20.
Motion to file first amended complaint adding plaintiff Commonwealth of
Pennsylvania filed 7/23/20; motion granted 1/20/21.
Amended complaint filed 1/21/21.
Motion to dismiss for failure to state a claim filed by Defendants Richard
Diorio, Jr., International Credit Recovery, Inc., and Cynthia Powell
2/4/21; Commission response filed 3/4/21; Defendant reply filed
3/25/21; motion denied 4/30/21.
Motion to dismiss for Defendants American Future Systems Inc.,
Progressive Business Publications of New Jersey, Inc., and Edward
M. Satell filed 2/11/21; motion denied 4/30/21.

Defendants' motion for judgment on the pleadings filed 6/24/21; motion denied 7/26/21.

Stipulated permanent injunction as to defendants International Credit Recovery, Inc., Richard Diorio, Jr., and Cynthia Powell entered 3/24/23.

Plaintiffs' and Defendants' cross motions for summary judgment filed 6/26/23; oppositions filed 7/17/23; replies filed 7/24/23.

Orders denying Plaintiffs' and Defendants' cross-motions for summary judgment entered 9/20/23.

Trial held 9/26/23 to 10/19/23.

Plaintiffs' and Defendants' proposed findings of facts and conclusions of law filed 12/04/23.

Closing arguments heard 12/19/23.

Adverse ruling in favor of defendants on all plaintiffs' claims entered 3/29/24.

Plaintiffs' separate motions to alter or amend judgment filed 4/26/24; opposition filed 5/10/24; reply filed 5/17/24.

Order denying plaintiffs' motions to alter or amend entered 6/12/24.

Defendants motion for attorney fees & costs filed 9/3/24; FTC response filed 10/1/24; Defendants' reply filed 10/8/24.

Order granting in part defendants' motion for attorney fees and ordering submission of supplemental documentation entered 5/19/25.

Defendants' supplemental submission in support of motion for attorney fees filed 5/30/25; FTC response filed 6/13/25; Defendants' reply filed 6/20/25.

FTC v. ASCEND CAPVENTURES, INC., No. 2:24-cv-7660 (C.D. Cal.)

Parties:	Ascend Capventures, Inc. d/b/a Ascend Ecom LLC d/b/a Ascend Ecomm LLC d/b/a ACV d/b/a ACV Partners d/b/a Accelerated Ecommerce Ventures d/b/a Ascend Distribution LLC d/b/a Ethix Capital d/b/a ACV Nexus Ascend Ecommerce, Inc. d/b/a Ascend Ecom LLC Ascend Administration, Inc. Ascend Ecom LLC Ascend Distribution LLC William Michael Basta Jeremy Kenneth Leung
Assigned Attorneys:	Elsie Kappler (BCP/DMP) Jeffrey Tang (WRLA)
Alleged Conduct:	Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Business Opportunity Rule, and the Consumer Review Fairness Act in

connection with misrepresentations made in marketing e-commerce investment opportunities.

Status: Complaint filed 9/9/24.
Ex parte TRO entered 9/13/24.
Joint stipulation for preliminary injunction filed 10/21/24.
Preliminary injunction entered 12/3/24.
Proposed Stipulated Order for Permanent Injunction and Monetary Relief filed 6/23/25.

FTC v. BLACKROCK SERVICES, INC., No. 8:25-cv-363 (C.D. Cal.)

Parties: Blackrock Services, Inc.
Liberty Credit Management, Inc.
Civil Complaint Administration
Pacific Billing Solutions, Inc.
Cornerstone Legal Group LLC
Ryan Evans
Mitchell Evans

Assigned Attorneys: Quinn Martin (BCP/FP)
Jason Sanders

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Fair Debt Collection Practices Act, the Impersonation Rule, and the Gramm-Leach-Bliley Act in connection with defendants' debt collection practices.

Status: Complaint filed 2/24/25.
Ex parte TRO entered 2/27/25.
Stipulated preliminary injunction entered 3/18/25.
Stipulated final order for permanent injunction and monetary relief entered 6/18/25.

FTC v. CELSIUS NETWORK LLC., No. 1:23-cv-6009 (S.D.N.Y.)

Parties: Celsius Network Inc.
Celsius Network LLC
Celsius Networks Lending LLC
Celsius Lending LLC
Celsius Keyfi LLC
Celsius Mining LLC
Celsius US Holding LLC
Celsius US LLC

Celsius Management Corp.
Alexander Mashinsky
Shlomi Daniel Leon
Hanoch Goldstein

Assigned Attorneys: Stephanie Liebner (BCP/FP)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Gramm-Leach-Bliley Act in connection with the marketing and sale of cryptocurrency lending and custody services.

Status: Complaint filed 7/13/23.
Stipulated final order as to corporate defendants entered 8/16/23.
United States' motion to intervene and to stay discovery to avoid prejudice to an ongoing criminal case against Alexander Mashinsky filed 9/11/23; motion granted 9/26/23.
Order denying individual defendants' motions to dismiss entered 12/12/23.
Order granting in part FTC's motion to strike defendants' affirmative defenses entered 4/12/24.
Discovery stay lifted 5/27/25.

FTC v. CHASE NISSAN, No. 3:24-cv-12 (D. Conn.)

Parties: Chase Nissan LLC d/b/a Manchester City Nissan
Patrick Dibre
Refaat Soboh
Michael Hamadi
Aiham Alkhatib
Matthew Chmielinski
Fred Mojica
State of Connecticut (Co-Plaintiff)

Assigned Attorneys: Samuel Jacobson (BCP/FP)
Edward Smith
Paul Mezan
Dan Hanks
Dan Dwyer
Julia Heald

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5(a) of the FTC Act in connection with systematically deceiving consumers about the price of certified used cars, add-ons, and government fees.

Status: Complaint filed 1/4/24.

Amended complaint filed 1/19/24.
Defendants' answer to amended complaint filed 3/4/24.
Plaintiffs' summary judgment motions filed 4/21/25.

FTC v. CLEO AI, INC., No. 1:25-cv-2594 (S.D.N.Y.)

Parties: Cleo Ai, Inc.

Assigned Attorneys: Adam Saltzman (BCP/FP)
Sally Tieu

Natural of Action: Deceptive advertising and representations in violation of Section 5(a) of the FTC Act and the Restore Online Shoppers' Confidence Act in connection with Defendant's cash advance subscription product.

Status: Complaint filed 3/28/2025.
Stipulated order for permanent injunction and monetary relief entered 4/25/25.

FTC v. CLICK PROFIT LLC, 1:25-cv-20973 (S.D. Fla.)

Parties: Click Profit LLC
SA Automation Enterprise LLC
M23 Holding, LLC
Click Profit Distribution LLC
Automation Industries LLC
M7 Investments LLC
Express Ecom LLC
Ecom Direct LLC
Craig Emslie
Patrick McGeoghean
Jason Masri
William Holton

Assigned Attorneys: Lisa Bohl (MRW)
Katharine Roller

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act, the Consumer Review Fairness Act, the Business Opportunity Rule, and the Trade Impersonation Rule in connection with a business opportunity scheme for consumers to become owners of e-commerce stores.

Status: Complaint filed 3/3/25.
TRO entered as to all defendants 3/5/25; extended 4/4/25.

Stipulated preliminary injunction orders as to all defendants entered 4/21/25.
Order granting joint motion to stay proceedings as to Holton and Masri Defendants pending approval of proposed settlement entered 6/25/25.
Order granting joint motion to stay proceedings as to Emslie and McGeorghean Defendants pending approval of proposed settlement entered 6/27/25.

FTC v. DEERE & CO., No. 3:25-cv-50017 (N.D. Ill.)

Parties: Deere & Co.
States of Illinois, Minnesota, Wisconsin, Arizona, and the People of Michigan (Co-Plaintiffs)

Assigned Attorneys: Melissa Westman-Cherry (BC/ACP)
Alok Narahari
Geoffrey M. Green
Joseph Baker
Joseph M. Conrad
Austin Heyroth
Sophia Qasir
Laura Hall (BC/Office of Director)
Ethan Dean Stevenson
Crystal Liu (BC/Mergers III)
Lauren Sillman
Nina Thanawala
Susan Raitt (NER)
Elan Weinberger
Rachel F. Sifuentes (MWR)
Susan A. Musser (BC/Office of Director)
Rohan K. Pai
Habin Chung

Alleged Conduct: Unfair methods of competition in violation of Section 5(a) of the FTC Act, Section 2 of the Sherman Act, and state antitrust laws in connection with the repair of agricultural equipment.

Status: Complaint filed 1/15/25.
Amended complaint to add states of Arizona, Wisconsin and the People of Michigan filed 2/7/25.
Defendant's answer and affirmative defenses to amended complaint filed 3/17/25.
Defendant's motion for judgment on the pleadings filed 3/17/25;
Plaintiffs' opposition filed 4/28/25.

Opinion and order denying defendant's motion for judgment on the pleadings entered 6/9/25.

FTC v. DOXO, INC., No. 2:24-cv-569 (W.D. Wash.)

Parties: Doxo, Inc.
Steve Shivers
Roger Parks

Assigned Attorneys: Edward Smith (BCP/FP)
James Doty
Wendy Miller

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Gramm-Leach-Bliley Act, and the Restore Online Shoppers' Confidence Act in connection with the use of misleading search ads to impersonate consumers' billers and deceptive design practices to mislead consumers about junk fees.

Status: Complaint filed 4/25/24.
Defendants' motion to dismiss for failure to state a claim filed 6/24/24;
response filed 7/15/24; reply filed 7/22/24.
Order denying Defendants' motion to dismiss 3/21/25.

FTC v. ECOM GENIE CONSULTING LLC, No. 1:24-cv-23976 (S.D. Fla.)

Parties: Ecom Genie Consulting LLC
Lunar Capital Ventures LLC d/b/a Lunar Automation
Profitable Automation LLC
Steven J. Mayer
Trevor Duffy Young
Wessam Baiz
Alpine Management Group, Inc.
Baiz Sales LLC
Salespreneurs LLC
Vicenza Capital Corp. f/k/a Steven Mayer Lux Corp.

Assigned Attorneys: Molly Rucki (BCP/MP)
Sara Tonnesen

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Business Opportunity Rule in connection with the use of misrepresentations to advertise e-commerce investment and business opportunities.

Status: Complaint filed 10/15/24.
Ex parte TRO with asset freeze and appointment of receiver entered 10/21/24.
Preliminary injunction as to defendants Lunar Capital Ventures LLC and Profitable Automation LLC entered 11/4/24.
Stipulated preliminary injunction as to defendant Trevor D. Young entered 11/21/24.
Stipulated preliminary injunction as to defendants Wessam Baiz, Baiz Sales LLC, and Salespreneurs LLC entered 11/25/24.
Stipulated preliminary injunction as to defendants Steven J. Mayer, Ecom Genie Consulting LLC, Alpine Management Group, Inc., and Vicenza Capital Corp. entered 11/25/24.
Notice of joint liability, in connection with entry of default as to defendants Lunar Capital Ventures LLC and Profitable Automation LLC, filed 11/26/24.
Stipulated orders for permanent injunction and monetary judgement as to defendants Trevor D. Young, Wessam Baiz, Baiz Sales LLC, and Salespreneurs LLC entered 03/19/25.

FTC v. EMPIRE HOLDINGS GROUP LLC, No. 2:24-cv-4949 (E.D. Pa.)

Parties: Empire Holdings Group LLC d/b/a Ecommerce Empire Builders d/b/a Storefunnels.net
Peter Prusinowski a/k/a Peter Pru

Assigned Attorneys: Amanda Grier (BCP/MP)
Ryan McAuliffe

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Business Opportunity Rule, and the Consumer Review Fairness Act in connection with false claims and misrepresentations made in the marketing and sale of defendants' e-commerce business opportunities and self-study programs.

Status: Complaint filed 9/18/24.
TRO entered 9/20/24.
Defendant Empire Holdings Group LLC's motion to dismiss for failure to state a claim filed 9/24/24; Commission's opposition filed 10/16/24; defendant's reply filed 10/23/24; order denying motion without prejudice entered 12/18/24.
Stipulated order for preliminary injunction entered 11/8/24.
Stipulated final order for permanent injunction and monetary relief entered 5/8/25.

FTC v. THEFBAMACHINE INC., No. 24-cv-6635 (D.N.J.)

Parties: TheFBAMachine Inc.
Passive Scaling Inc.
Sales Support New Jersey Inc.
1HR Deliveries Inc.
Hourly Relief Inc.
3PL Logistic Automation Inc.
FBA Support NJ Corp.
Daily Distro LLC
Closter Green, d/b/a Wraith & Co.
Bratislav Rozenfeld, a/k/a Steven Rozenfeld and Steven Rozen
Amanda Rozenfeld, a/k/a Amanda Peremen and Amanada Peremen

Assigned Attorneys: Miry Kim (BCP/DMP)

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act, the Business Opportunity Rule, and the Consumer Review Fairness Act in connection with offering automated online stores purporting to use AI-enhanced software.

Status: Complaint filed 6/3/24.
Ex parte TRO with asset freeze and appointment of receiver entered 6/3/24.
Amended complaint filed 6/14/24.
Stipulated preliminary injunction as to corporate defendants and Bratislav Rozenfeld entered 8/7/24.
Commission's emergency motion for order to show cause as to why corporate defendants and Bratislav Rozenfeld should not be held in contempt filed 8/29/24; order to show cause entered 8/30/24; corporate defendants' response filed 9/18/24.
Second amended complaint filed 10/15/24.
Motion to intervene by Zoeller Pump Company intervene filed 12/6/24.
Stipulated Order for Monetary Judgment as to Relief Defendant Amanda Rozenfeld entered 5/12/25.
Commission motion for summary judgment filed 5/9/25.
Order granting motion to stay to consider final settlement entered 6/4/25.

FTC v. FLEETCOR TECHNOLOGIES, INC., No. 23-12539 (11th Cir.); No. 1:19-cv-05727 (N.D. Ga.)

Parties: FleetCor Technologies, Inc.
Ronald Clarke

Assigned Attorneys: Daniel Hanks (BCP/FP)
James Doty
Matthew Hoffman (OGC)

Alleged Conduct: Deceptive and unfair acts or practices in violation of Section 5(a) of the FTC Act in connection with the advertising, marketing, and offering of commercial fuel card products.

Status: Complaint filed 12/20/19.
Commission motion for summary judgment filed 4/16/21; Defendants' cross motion for partial summary judgment and opposition to Commission's motion filed 5/16/21; Commission response filed 6/18/21.
Commission motion to stay pending resolution of administrative litigation or dismiss without prejudice filed 8/13/21; Defendants' response filed 8/27/21; Commission reply filed 9/10/21; motion denied 2/7/22.
Order granting Commission's motion for summary judgment entered 8/9/22.
Commission's motion for permanent injunction and other relief filed 12/19/22; Defendants' opposition filed 1/20/23; Commission's reply filed 2/3/23.
Order granting Commission's motion for permanent injunction entered 6/8/23.
Notice of appeal filed 8/4/23.
Appellants' opening brief filed 11/1/23; Commission's response brief filed 1/29/24; reply brief filed 2/20/24.
Oral argument held 1/24/25.

FTC v. GLOBAL CIRCULATION, INC., No. 1:24-cv-4927 (N.D. Ga.)

Parties: Global Circulation, Inc.
Kenneth Redon III

Assigned Attorneys: Gregory Ashe (BCP/FP)
Sarah Abutaleb

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Fair Debt Collection Practices Act, the Impersonation Rule, and the Gramm-Leach-Bliley Act in connection with defendants' debt collection practices.

Status: Complaint filed 10/29/24.
Ex parte TRO entered 10/29/24.

Stipulated preliminary injunction entered 11/26/24.
Amended complaint filed 4/30/25.
Stipulated final order for permanent injunction and monetary relief entered
5/9/25.

FTC v. GOLDEN SUNRISE NUTRACEUTICAL, INC., No. 1:20-cv-01060 (E.D. Cal.)

Parties: Golden Sunrise Nutraceutical, Inc.
Golden Sunrise Pharmaceutical, Inc.
Huu Tieu
Stephen Meis

Assigned Attorneys: Edward Hynes (SWR)
Reid Tepfer

Alleged Conduct: Deceptive acts and practices in violation of Sections 5(a) and 12 of the
FTC Act in connection with the marketing and sale of purported COVID-
19, cancer, and Parkinson's disease treatments.

Status: Complaint filed 07/30/20.
TRO entered 08/05/20.
Stipulated preliminary injunctions entered 08/27/20.
Stipulated order for permanent injunction and monetary judgment as to
Defendant Stephen Meis entered 6/11/21.
Motion for summary judgment as to defendants Golden Sunrise
Nutraceutical, Inc., Golden Sunrise Pharmaceutical, Inc., and Huu
Tieu filed 10/1/21.
Motion to self-represent by Huu Tieu on behalf of himself, Golden Sunrise
Nutraceutical, and Golden Sunrise Pharmaceutical filed 6/21/22;
motion denied 6/23/22.
Opposition to FTC's summary judgment motion by Huu Tieu filed
11/03/22; order striking opposition as untimely entered 12/14/22.
FTC status reports filed 4/11/24 and 7/30/24.

FTC v. GRAND CANYON EDUCATION, No. 2:23-cv-2711 (D. Ariz.)

Parties: Grand Canyon Education
Grand Canyon University
Brian Mueller

Assigned Attorneys: Michael Tankersley (BCP/FP)
Carlton Mosley
Patrick Roy
Gregory Ashe

Laura Antonini

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act in connection with advertising that the defendant's University is a non-profit institution and misrepresentations regarding doctoral programs.

Status: Complaint filed 12/27/23.
Defendants' motions to dismiss filed 2/9/24; FTC's opposition filed 2/29/24; replies filed 3/12/24 and 3/7/24.
Order granting in part and denying in part motion to dismiss by Grand Canyon University and Brian Mueller, and denying motion to dismiss by Grand Canyon Education, entered 8/15/24.
First amended complaint filed, 9/5/24.
Motion to dismiss by Grand Canyon University filed, 9/26/24;
Commission's opposition filed 10/10/24; reply filed 10/17/24.
Order granting motion to dismiss by Grand Canyon University entered 3/6/25.

FTC v. GREEN EQUITABLE SOLUTIONS, No. 24-2408 (9th. Cir.); No. 2:22-cv-6499 (C.D. Cal.)

Parties: Green Equitable Solutions, dba Academy Home Services
South West Consulting Enterprises, Inc.
Apex Consulting & Associates Inc., dba Golden Home Services
Infocom Entertainment LTD, Inc., dba Amstar Service Group
Dominic Ahiga
Roger Scott Dyer
Equity Relief Funding, Inc.
Advent Consulting, Inc.
Armando Solis Barron
Michael Robin Nabati
MostCap Enterprises Corp. (Relief Defendant)
California Department of Financial Protection and Innovation (Co-Plaintiff)

Assigned Attorneys: Miles D. Freeman (WRLA)
Karina Ann Layugan
Paul Yee (CA DFPI)
Louis Thomas Laverone
Mariel Goetz (OGC)
Matthew Hoffman
Anupama Sawkar

Alleged Conduct: Violations of Sections 5 of the FTC Act, the Credit Card Act, the Telemarketing Act, MARS Rule, the Telemarketing Sales Rule, and the

Covid-19 Consumer Protection Act, in connection with deceptive advertising for the sale of mortgage assistance relief services.

Status:

Complaint filed 9/12/22.
Preliminary injunction with asset freeze entered 9/29/22.
Amended complaint filed 10/28/22.
Defendants' answers to amended complaint filed 11/21/22, 12/15/22, 12/20/22, 1/5/23.
Commission's motion to strike certain affirmative defenses and crossclaim of defendant Roger Scott Dyer filed 1/20/23; defendant's opposition filed 2/2/23; Commission's reply filed 2/10/23.
Commission's motion to strike certain affirmative defenses of defendants Nabati and MostCap Enterprises Corp. and crossclaims and corresponding jury demand of defendant Nabati filed 2/9/23; defendants' opposition filed 3/3/23; Commission's reply filed 3/10/23.
Joint stipulation for order extending the preliminary injunction order to defendant Nabati and defendant MostCap Enterprises Corp filed 4/26/23; motion granted 4/26/23.
Commission's motion for summary judgment filed 6/9/23.
Commission's motion for preliminary injunction as to defendant Solis Barron filed 6/9/23; motion granted 7/5/23.
Default against relief defendant MostCap Enterprises Corp. entered 7/17/23.
Commission's motion for entry of default judgment as to corporate defendants and the relief defendant filed 8/23/23.
Order granting plaintiffs' motion for summary judgment entered 2/2/24.
Notice of appeal filed 4/17/24.
Barron's opening brief filed 10/7/24; FTC's answering brief filed 12/20/24.
Order to proceed without oral argument entered 4/11/25.
Memorandum opinion affirming district court decision entered 5/23/25.

FTC v. GREYSTAR REAL ESTATE PARTNERS, LLC, No. 1:25-cv-165 (D. Colo).

Parties:

Greystar Real Estate Partners LLC
GREP General Partner LLC
Greystar Management Service, LLC
Greystar RS National LLC
Greystar California, Inc.
GREP Southwest LLC
State of Colorado (Co-Plaintiff)

Assigned Attorneys: Samantha Bennett (WR-SF)
Roberta Tonelli

Spencer Scoville
Alyssa Wu
Christian Glover

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Gramm-Leach-Bliley Act, and the Colorado Consumer Protect Act in connection with misrepresentations in advertisements and listings for rental housing regarding the total monthly cost.

Status: Complaint filed 1/16/225.
Defendants' motion to dismiss for failure to state a claim filed 4/16/25;
Plaintiffs' opposition filed 5/16/25; Defendants' reply filed 6/6/25.

FTC v. GROWTH CAVE LLC, No. 2:25-cv-1115 (C.D. Cal.)

Parties: Growth Cave LLC
Apex Mind LLC
Lucas Lee-Tyson
Osmany Batte
Jordan Marksberry
LLT Research LLC
Friendly Solar, Inc. (Relief Defendant)

Assigned Attorneys: Maris Snell (ECR)
Adrienne Jenkins
Harris Senturia
Miles Freeman (WR-LA)

Alleged Conduct: Deceptive practices in violation of Section 5(a) of the FTC Act, the Credit Repair Organizations Act, the Business Opportunity Rule, and the Reviews and Testimonials Rule in connection with the promotion and sale of business opportunities and a credit repair system.

Status: Complaint filed 2/10/25.
Ex parte TRO entered 2/13/25.
Stipulated preliminary injunction as to defendants Growth Cave and Lee-Tyson entered 4/1/25.
Amended complaint filed 5/9/25.
Trial set for 4/14/26.

FTC v. GRUBHUB, INC., No. 1:24-cv-12923 (N.D. Ill.)

Parties: GrubHub, Inc.
GrubHub Holding, Inc.

State of Illinois (Co-Plaintiff)

Assigned Attorneys: Lisa Bohl (MWR)
Claire Stewart

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Restore Online Shoppers' Confidence Act, and the Impersonation Rule in connection with the sale of food ordering and delivery services.

Status: Complaint filed 12/17/24.
Stipulated order for permanent injunction and monetary judgment entered 12/31/24.
Judgment entered and case closed 1/10/25.

FTC v. HANDY TECHNOLOGIES, INC., No. 1:25-cv-122 (S.D.N.Y.)

Parties: Handy Technologies, Inc.
People of the State of New York (Co-Plaintiff)

Assigned Attorneys: Edward Hynes (SWR)
Anne LeJeune
Tammy Chung

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, and in violation of New York general business law and executive law in connection with advertising and marketing of household service job opportunities.

Status: Complaint filed 1/7/25.
Stipulated order for permanent injunction and monetary judgment entered 2/26/25.

FTC v. HARRIS ORIGINALS OF NY, INC., No. 2:22-cv-4260 (E.D.N.Y.)

Parties: Harris Originals of NY, Inc.
Consumer Adjustment Corp., USA
Consumer Adjustment Corp.
800 Prime Place Properties, LLC
States of New York, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois, Iowa, Kansas, Louisiana, Maryland, Nevada, North Carolina, Washington, California (co-plaintiffs)

Assigned Attorneys: Taylor Bates (BCP/ENF)
Amy Teng (NWRO)

Carole Reynolds (BCP/FP)

Alleged Conduct: Violations of the FTC Act, TILA, EFTA, MLA, Holder Rule and state statutes in connection with practice of deceptively and unilaterally adding protection plans to customers' retail installment sales contracts perpetrated by sellers of military themed gifts and jewelry to active and reserve military members.

Status: Complaint filed 7/20/22.
Stipulated order for permanent injunction, monetary judgment and other relief entered 7/21/22.
NY Attorney General's motion for pre-motion conference regarding defendants' compliance with stipulated order filed 5/23/23.
Order reopening case entered 5/24/23.
Pre-motion conference held 6/20/23.
Plaintiffs' motion to lift suspension of judgment or compel compliance with consent order served on defendants 7/7/23; plaintiff's notice of motion, defendants' opposition, and plaintiffs' reply filed 8/4/23.
Hearing on motion held 1/3/24.
Order to reopen claims process amid violation of a prior settlement entered on 9/18/24 and 11/13/24.
Claims portal reopened on 11/24/24.
Order terminating case entered 3/11/25.

FTC v. HORNBEAM SPECIAL SITUATIONS, LLC, No. 1:17-cv-03094 (N.D. Ga.)

Parties: Hornbeam Special Situations, LLC
Cardinal Points Holdings, LLC
Cardinal Points Management, LLC d/b/a Clear Compass Digital Group
Gyroscope Management Holdings, LLC
EDebitPay, LLC
Platinum Online Group, LLC d/b/a Premier Membership Clubs
Clickxchange Media, LLC
iStream Financial Services, Inc.
Jerry L. Robinson
Earl G. Robinson
James McCarter
Keith Merrill
Mark Ward
Dale Paul Cleveland
William R. Wilson
Kris Axberg
Richard Joachim
Chet Andrews

Patricia Brandmeier Robinson [executor of estate of Jerry L. Robinson]

Assigned Attorneys: Korin Felix (BCP/ENF)
Hong Park
Kimberly L. Nelson
Anna M. Burns
Phillip Z. Brown

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, Section 4 of Restore Online Shoppers' Confidence Act, and the FTC's Telemarketing Sales Rule in connection with the marketing of various products or services, including memberships in online discount clubs, to consumers seeking payday, cash advance, or other subprime loans.

Status: Complaint filed 8/15/17.
Consent motion to stay case for 90 days as to defendant Keith Merrill filed 10/6/17; order granting stay entered 10/11/17.
Consent motion to stay case and suspend filing obligations upon the death of defendant Jerry L. Robinson filed 11/15/17; order granting consent motion entered 11/21/17.
Stipulated permanent injunction and monetary judgment as to Keith Merrill entered 1/10/18.
Motions to dismiss by defendants Mark Ward, Dale Paul Cleveland, EDebitPay, LLC, William Wilson, Kris Axberg, Richard Joachim, iStream Financial Services, Inc, and Earl Robinson filed 2/9/18; response in opposition 2/23/18; opinion and order denying motion entered 4/16/18.
Motion to dismiss by defendant by Patricia Brandmeier Robinson filed 3/22/18; response in opposition 4/5/18; order denying motion entered 4/16/18.
Motion to dismiss complaint for lack of subject matter jurisdiction by defendants Chet Andrews, Kris Axberg, Dale Paul Cleveland, EDebitPay, LLC, Richard Joachim, James McCarter, Earl G. Robinson, Patricia Brandmeier Robinson, Mark Ward, William R. Wilson, iStream Financial Services, Inc. filed 4/20/18; Commission's opposition filed 5/4/18; reply filed 5/11/18; order denying motion, but ordering supplemental briefing on part of the court's 4/16/18 opinion, entered 7/11/18.
Defendants' response to court's 7/11/18 request for supplemental briefing filed 7/23/18; Commission's response to court's request filed 7/30/18.
Order vacating part of court's 4/16/18 opinion and granting Commission leave to file an amended complaint entered 10/15/18.
Amended complaint filed 11/5/18.
Motions to dismiss for failure to state a claim by defendants iStream Financial Services, Inc, Chet Andrews, Patricia Brandmeier

Robinson, Dale Paul Cleveland, EDebitPay, LLC, William Wilson, James McCarter, Mark Ward, and Earl Robinson filed 11/15/18; Commission's opposition filed 12/13/18; defendants' reply filed 2/8/19; order denying motions to dismiss entered 2/12/19.

Order granting Defendants' request for leave to file an interlocutory appeal entered 7/24/19.

Order of 11th Circuit denying petition to appeal entered 11/20/19.

Defendants' motion to stay pending the Supreme Court's decision in *AMG Capital Mgmt., LLC v. FTC* filed 7/20/20; Commission's opposition filed 8/3/20; defendants' reply filed 8/10/20; order denying motion to stay entered 9/10/20.

Commission motions for summary judgment as to Defendants EDebitPay LLC, Dale Paul Cleveland, William Wilson, Earl Robinson, Patricia Brandmeier Robinson, James McCarter, Mark Ward, iStream Financial Services Inc., Kris Axberg, Richard Joachim, and Guadalupe Andrews filed 2/8/21; Defendants' oppositions filed 4/8/21; Commission replies filed 5/20/21.

Motion for summary judgment by Defendants Kris Axberg, Richard Joachim, and iStream Financial Services, Inc. filed 6/17/21.

Pending motions for summary judgment terminated without prejudice 6/21/21.

Cross-motions for summary judgment by Commission and Defendants filed 8/10/21; oppositions filed 10/29/21; replies filed 12/3/21; opposition by defendant Earl G. Robinson filed 12/13/21.

Unopposed motion to stay resolution of motions as to defendants iStream Financial Services, Inc., Kris Axberg, and Richard Joachim pending finalization of settlement filed 12/15/21.

Stipulated permanent injunction and monetary relief as to defendants iStream Financial Services, Kris Axberg, and Richard Joachim entered 2/24/22.

Motion to dismiss Guadalupe Andrews on behalf of estate of defendant Chet Andrews filed 3/9/22; Commission's opposition brief filed 3/23/22; reply filed 4/6/22; order finding motion moot entered 6/23/22.

Order denying Commission's motions for summary judgment, granting in part and denying in part motion for summary judgment by defendants EDebit Pay, Dale Cleveland and William Wilson, and orders denying other motions for summary judgment, entered 3/28/22.

Stipulated orders resolving claims against estates of defendants Jerry Robinson and Chet Andrews entered 6/22/22.

Stipulated order for permanent injunction, monetary judgment, and other relief as to defendant Mark Ward entered 1/5/24.

Trial begins 1/9/24; trial concluded 2/2/24.

Order entering default judgment as to corporate defendants but judgement in favor of individual defendants entered 3/21/24; amended judgment entered 5/1/24.
Motion for attorney fees by Earl G. Robinson filed 4/19/24; motion for attorney fees by William R. Wilson filed 4/22/24; FTC's opposition filed 5/21/24; replies filed 6/4/24 and 6/11/24.
Order denying Wilson's motion attorney's fees, and granting in part and denying in part Robinson's motion for attorney's fees, entered 9/5/24.

FTC v. INTERNATIONAL MARKETS LIVE, INC., No. 2:25-cv-00760 (D. Nev.)

Parties: International Markets Live, Inc., also d/b/a IYOVIA, iMarketsLive, IM Mastery Academy, and IM Academy
IM Mastery Academy, Ltd., f/k/a International Markets Live, Ltd. Assiduous, Inc.
Global Dynasty Network, LLC
Christopher Terry
Isis Terry, f/k/a Isis De La Torre
Jason Brown
Alex Morton
Matthew Rosa
Brandon Boyd
State of Nevada (Co-Plaintiff)

Assigned Attorneys: Thomas M. Biesty (BCP/DMP)
Laura C. Basford
J. Ronald Brooke, Jr.
Josh Doan

Alleged Conduct: Deceptive acts or practices violating Section 5(a) of the FTC Act, the Restore Online Shoppers' Confidence Act, and the Telemarketing Sales Rule, in connection with the marketing and sale of Trading Training Services and a business venture as part of a multi-level marketing scheme.

Status: Complaint filed 5/1/25.
Motion for preliminary injunction filed 5/30/25; oppositions filed 6/27/25; replies filed 7/11/25.
Stay of litigation as to Defendants Global Dynasty Network, Jason Brown, and Matthew Rosa to permit Commission review of proposed settlement entered 6/17/25.
Stipulated preliminary injunction with Defendant Alex Morton entered 6/30/25.

FTC v. INVITATION HOMES, INC., No. 1:24-cv-4280 (N.D. Ga.)

Parties: Invitation Homes, Inc.

Assigned Attorneys: Christopher Gleason (SER)
Marguerite Moeller
Michael Boutros
Natalya Rice
Robin Rock

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act and the Gramm-Leach-Bliley Act in connection with the advertisement of rental properties to consumers.

Status: Complaint filed 9/24/24.
Stipulated order for permanent injunction and monetary judgment entered 9/27/24.
Order terminating case entered 4/2/25.

FTC v. KOCHAVA, INC., 2:22-cv-00377 (D. Idaho)

Parties: Kochava, Inc.

Assigned Attorneys: Brian Shull (BCP/DPIP)
Julia Horwitz
Elizabeth Scott

Alleged Conduct: Unfair practices in violation of Section 5(a) of the FTC Act in connection with data broker's sale of consumer data, including data that reveal consumers' visits to sensitive locations.

Status: Complaint filed 8/29/22.
Motion to dismiss for failure to state a claim filed 10/28/22; FTC's opposition filed 11/18/22; Kochava's reply filed 12/2/22; hearing on motion to dismiss held 2/21/23; motion to dismiss granted with leave to amend 5/4/23.
First amended complaint filed 6/05/23.
Motion to dismiss for failure to state a claim filed 7/5/23; FTC's opposition filed 8/9/23; Kochava's reply filed 8/30/23; FTC sur-reply filed 9/7/23.
Motion to dismissed denied 2/3/24.
Second amended complaint filed 7/15/24.
Motion by Kochava to dismiss for failure to state a claim filed 10/7/24; Commission's opposition filed 10/28/24; reply filed 11/12/24; defendants' supplement filed 1/22/25.

Motion to dismiss second amended complaint denied 2/3/25.
Motion to strike defendants' affirmation defenses and request for jury trial
filed 3/7/25; defendants' opposition filed 3/28/25; FTC reply filed
4/9/25.

FTC v. LINDSAY CHEVROLET, ET AL., No. 1:24-cv-2362 (E.D. Va.)

Parties: Lindsay Management Company, LLC
Lindsay Chevrolet, L.L.C., d/b/a Lindsay Chevrolet of Woodbridge
Lindsay Ford, LLC, d/b/a Lindsay Ford of Wheaton
Lindsay Motors, LLC, d/b/a Lindsay Chrysler-Dodge-Jeep-Ram
Michael Lindsay
John Smallwood
Paul Smyth
Maryland Attorney General (Co-Plaintiff)

Assigned Attorneys: Evan Zullo (BCP/DFP)
Sarah Abutaleb
Jamie Brooks
Adam Saltzman
Jason Sanders

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5(a) of the
FTC Act, and the MD Consumer Protection Act in connection with
advertising, sale, and financing of motor vehicles.

Status: Complaint filed 12/27/24.
Order denying Defendants' motion for partial judgment on the Pleadings
entered 6/30/25.

FTC v. META PLATFORMS, INC., No. 1:20-cv-3590 (D.D.C.)

Parties: Meta Platforms, Inc., f/k/a Facebook, Inc.

Assigned Attorneys: Daniel John Matheson (BC/Office of the Director)
Susan Musser
Noel Miller
Nathan Brenner
David Brunfeld (BC/TED)
Krisha Cerilli
Maria DiMoscato
Ario Fazli
Erin Frake
Patricia Galvan

Doug Gretz
Melissa Ihnat
Alicia Loh
Gary London, Jr.
Justin Lorber
Owen Masters
Thomas Mattes
Njeri Mugure
Stephen Pearson
Ben Rashkovich
Michael Smith
Jennifer Tarr
Peter Taylor
Oren Vitenson
Elan Weinberger
Robert Zuver, Jr.
Karen Goff (WRSF)
Christopher Harris (BC/Merger IV)
Albert Teng
Danica Noble (NWRO)
Nicholas Widnell (BC/Mergers I)

Alleged Conduct: Unfair methods of competition in violation of Section 5 of the FTC Act in connection with the illegal maintenance of a personal social networking monopoly through a years-long course of anticompetitive conduct including the acquisition of rivals.

Status: Complaint filed 12/9/20.
Facebook motion to dismiss filed 3/10/21; Commission opposition filed 4/7/21; Facebook reply filed 4/21/21; motion granted, order dismissing without prejudice entered 6/28/21.
Amended complaint filed 8/19/21.
Facebook motion to dismiss FTC's amended complaint filed 10/4/21; Commission opposition filed 11/17/21; Facebook reply filed 12/1/21; motion denied 1/11/22.
Meta motion for summary judgment filed 4/5/24; FTC motion for partial summary judgment filed 5/24/24; FTC updated memorandum in support of motion for partial summary judgment filed 6/4/24; Meta reply in support of motion of summary judgment and opposition to FTC motion for partial summary judgment filed 7/12/24; FTC reply in support of motion for partial summary judgment filed 8/9/24; parties' motions denied 11/13/24.
Meta's pretrial brief filed 4/7/25; FTC's pretrial brief filed 4/10/25.
Trial began 4/14/25.

FTC v. MYTEL INTERNATIONAL, INC., No. 2:87-cv-7259 (C.D. Cal.)

Parties: Mytel International, Inc.
Gilbert Michaels
Gerald Feldman
GNM Financial Services, Inc.
Thomas Hill
Holly LaRue

Assigned Attorneys: Kimberly Nelson (BCP/E)
Taylor Bates
John Jacobs (WR-LA)

Alleged Conduct: Post-judgment civil contempt proceeding related to violation of a Stipulated Final Order and Judgment entered in 1988 concerning allegations of deceptive marketing of photocopier and office supplies in violation of Section 5 of the FTC Act.

Status: Final judgment entered 11/16/88.
Commission's motion for contempt filed 4/17/14.
Order granting defendants' motion for stay entered 11/6/14; order lifting stay entered 4/15/15.
Evidentiary hearing held 1/27/15.
Order granting defendants' motion for a stay pending outcome of parallel criminal proceeding against defendants Michaels and Feldman entered 8/5/16.
Order lifting stay entered 4/14/22.
Defendants Feldman, GNM Financial Services, and Michaels motions seeking criminal due process filed 5/31/22.
Order denying defendants' motions and denying dismissal of defendant Feldman entered 8/11/22.
FTC motion for summary judgment against Feldman filed 12/15/23.
Stipulated orders resolving claims against estate of Michaels, Mytel, and GNM Financial entered 1/3/24.
Order denying FTC motion for summary judgment as to defendant Feldman entered 3/18/25.
Motion by Feldman for attorney's fees filed 6/18/25.

FTC v. NETFORCE SEMINARS, No. 2:00-cv-02260 (D. Ariz.)

Parties: Netforce Seminars
Scott Harris
Thomas Socca
J.D. Noland
Richard Slaback

Darin Epps
Edward Lamont

Assigned Attorneys: Evan Mendelson (BCP/ENF)
Jonathan Ware
Sarah Waldrop
James H. Davis

Alleged Conduct: Contempt action for violations of a 2002 permanent injunction in connection with a pyramid scheme.

Status: Stipulated final judgment and order for permanent injunction against J.D. Noland entered 7/2/02.
Motion for an order to show cause why James D. Noland, Jr., Success by Media Holdings Inc., and Success by Media LLC should not be held in contempt filed 1/17/20; Defendant J.D. Nolan response filed 2/20/20; Commission's reply filed 2/27/20.
Motion for order to show cause why Scott Harris and Thomas Sacca should not be held in contempt filed 4/10/20; Defendants' responses filed 6/15/20; Commission's reply filed 6/22/20.
Order granting motions to show cause in part and denying in part (court will address FTC's request for civil contempt sanctions after it resolves FTC's request for a permanent injunction in *FTC v. Noland*) entered 7/6/20.
Commission motion for sanctions for contempt against Defendants James D. Noland Jr., Scott Harris, Thomas Sacca, Success by Media, LLC, and Success by Media Holdings Inc. filed 6/23/21.
Contempt motion against the FTC by contempt defendants filed 2/24/22; Commission's opposition filed 3/10/22; contempt defendants' reply filed 3/16/22; motion denied 3/28/22.
Order denying without prejudice Commission's motion for contempt sanctions entered 3/22/22; motion for reconsideration denied 3/30/22.
Case consolidated with *FTC v. James Noland*, No. 2:20-cv-00047 (lead action), on 7/26/22 (see that case for further developments).

FTC v. NOLAND, Nos. 23-3757, 21-15767, 21-16679 (9th Cir.); No. 2:20-cv-00047 (D. Ariz.)

Parties: James D. Noland, Jr.
Lina Noland
Scott A. Harris
Thomas G. Sacca, Jr.
Success by Media Holdings Incorporated Success by Media d/b/a Success by Health
Success by Media, LLC, d/b/a Success by Health

Thomas G. Sacca

Assigned Attorneys: Evan Michael Mendelson (BCP/ENF)
Jonathan Wesley Ware
Sarah Waldrop
Mark Hegedus (OGC)
Imad Abyad
Jesselyn Friley
Matt Weprin

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Merchandise Rule, and the Cooling-Off Rule, in connection with a pyramid scheme.

Status: Complaint filed 1/8/20.
TRO with asset freeze entered 1/8/20.
Amended complaint for permanent injunction filed 1/17/20.
TRO as to Thomas G. Sacca entered 1/17/20.
Preliminary injunction hearing held 2/12/20.
Preliminary injunction entered 2/27/20.
Defendants' motion to dismiss case or compel joinder of parties filed 7/28/20; Commission's opposition filed 7/31/20; reply filed 8/7/20; order denying motion entered 9/21/20.
Defendants' motion to dissolve or modify the preliminary injunction filed 9/7/20; Commission's opposition filed 9/21/20; reply filed 9/28/20; order denying motion entered 10/27/20.
Defendants' motion to stay pending the Supreme Court's decisions in *Credit Bureau Center* and *AMG Capital Mgmt* filed 10/21/20; Commission's opposition filed 11/4/20; reply filed 11/12/20; order denying stay entered 12/3/20.
Motion for sanctions against individual defendants for intentional spoliation of evidence filed 1/28/21; Defendants' opposition filed 2/19/21; Commission's reply filed 2/25/21.
Motion for summary judgment as to liability filed 3/12/21; Defendants' opposition filed 5/3/21; Commission's reply filed 6/28/21.
Order denying motion to intervene by Success by Health affiliates entered 4/1/21; notice of appeal by would-be intervenors filed 4/19/21; appellants' motion for voluntary dismissal of appeal granted 7/23/21.
Motion for preliminary injunction with asset freeze and receivership filed 5/18/21; Defendants' opposition filed 6/11/21; Commission's reply filed 6/16/21.
Commission's motion for summary judgment as to monetary remedies filed 6/23/21; defendants' opposition filed 8/6/21; Commission's reply filed 8/16/21.

Motion to dissolve the preliminary injunction order and stay or dismiss 13(b) proceedings by individual defendants filed 7/30/21; Commission's opposition filed 8/6/21; defendants' reply filed 8/13/21.

FTC motion for sanctions for intentional spoliation of evidence granted 8/30/21.

Order granting FTC's motion for summary judgment on liability entered 9/9/21.

Order granting FTC motion for preliminary injunction with asset freeze and receivership, and denying individual defendants' motion to dissolve preliminary injunction and stay or dismiss 13(b) proceedings, entered 9/23/21.

Notice of appeal of preliminary injunction order and denial of motion to dismiss by individual defendants filed 10/8/21.

Order denying FTC motion for summary judgment on remedies entered 11/23/21.

Motion for voluntary dismissal of appeal granted 12/14/21.

FTC's motion to apply summary judgment on liability order to corporate defendants filed 1/31/22; defendants' opposition filed 2/14/22; denied without prejudice 2/17/22.

Motion to set aside judgment by individual defendants filed 2/22/22; FTC's opposition filed 3/4/22; reply filed 3/10/22; denied 3/28/22.

Case consolidated with *FTC v. Netforce Seminars*, No. 2:00-cv-02260, on 7/26/22.

Bench trial held 1/25/23 to 2/10/23.

Commission's proposed final order as to individual defendants filed 5/24/23; individual defendants' objection filed 6/1/23; Commission's response filed 6/12/23; individual defendants' reply filed 6/13/23.

Order lifting stay as to corporate defendants entered 6/10/23.

Stipulated final orders for permanent injunction and monetary judgment against corporate defendants Success By Media Holdings Inc., Success By Media LLC, and Enhanced Capital Funding entered 9/18/23.

Final order for permanent injunction and monetary judgment against individual defendants James D. Noland, Jr., Lina Noland, Scott Harris, and Thomas G. Sacca entered 9/18/23.

Notice of appeal by Jay Noland, Lina Noland, Scott Harris, and Thomas Sacca filed 11/17/23.

Opening brief of defendant-appellants filed 6/24/24; answering brief filed 9/6/24; reply filed 10/30/24.

Oral argument held 3/27/25.

FTC v. PADDLE.COM, No. 1:25-cv-1886 (D.D.C.)

Parties: Paddle.com Market Limited
Paddle.com, Inc.

Assigned Attorneys: Sung W. Kim (BCP/DMP)
Russell Deitch

Alleged Conduct: Unfair and deceptive practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Restore Online Shoppers' Confidence Act, in connection with the provision of payment processing and related services to deceptive tech support merchants.

Status: Complaint filed 6/16/25.
Stipulated order for permanent injunction and monetary relief entered 6/20/25.

FTC v. PANDA BENEFIT SERVICES, LLC, No. 8:24-cv-1386, (C.D. Cal.)

Parties: Panda Benefit Services, LLC
Clarity Support Services, LLC
Pacific Quest Services
Prosperity Loan Services, LLC
Public Processing Services, LLC
Quick Start Services, LLC
Select Student Services, LLC
Signature Processing Services, Inc.
Eduardo Avalos Martinez
Emiliano Salinas, Jr.
Christopher Michael Hanson
Melissa Salinas

Assigned Attorneys: Gregory Ashe (BCP/FP)
Sally Tieu
David Hankin (WRLA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, the Gramm-Leach-Bliley Act, and the Trade Regulation Rule on Impersonation of Government and Business in

connection with the deceptive marketing and sale of student loan debt relief services.

Status: Complaint filed 6/24/24.
Ex parte TRO entered 6/24/24.
Preliminary injunction entered 7/8/24.
Stipulated final orders for permanent injunction and monetary relief as to Defendants Panda Benefit Services, Clarity Support Services, Pacific Quest Services, Prosperity Loan Services, Emiliano Salinas, Christopher Hanson, and Melissa Salinas entered 10/2/24.
Default judgment for permanent injunction and monetary relief as to Defendants Public Processing Services, Quick Start Services, and Signature Processing Services entered 05/7/25.
Stipulated final order for permanent injunction and monetary relief as to Defendants Select Student Services and Eduardo Martinez entered 5/15/25.

FTC v. QUINCY BIOSCIENCE HOLDING CO., INC., No. 25-12 (2d Cir.); No. 25-16 (2d Cir.); No. 17-3745 (2d Cir.); No. 17-3791 (2d Cir.); No. 1:17-cv-00124 (S.D.N.Y.)

Parties: Quincy Bioscience Holding Company, Inc.
Quincy Bioscience, LLC
Prevagen, Inc. d/b/a Sugar River Supplements
Quincy Bioscience Manufacturing, LLC
Mark Underwood
State of New York (Co-Plaintiff)

Assigned Attorneys: Christine Lee DeLorme (BCP/AP)
Edward Glennon
Andrew Wone
Tiffany Woo
Bradley D. Grossman (OGC)
Matthew Hoffman
Jesselyn Friley
Tom Byron

Alleged Conduct: Deceptive acts and practices in violation of Sections 5(a) and 12 of the FTC Act, the New York Executive Law, and the New York General Business Law, in connection with the marketing of defendants' purported memory improvement supplement, Prevagen.

Status: Complaint filed 1/9/17.
Motion to dismiss for failure to state a claim filed 4/6/17; Commission's opposition filed 4/25/17; reply filed 5/5/17; order granting motion entered 9/29/17.

Commission's notice of appeal filed 11/21/17.

Commission's opening brief filed 2/28/18; appellees' brief filed 5/30/18; Commission's reply filed 6/13/18; appellees' corrected brief filed 6/15/18; Commission's corrected brief filed 7/17/18.

Oral argument held 2/8/19.

Order vacating the judgment of the District Court and remanding the case for further proceedings entered 2/21/19.

Corporate defendants' supplemental brief on motions to dismiss filed 6/17/19; individual defendants' supplemental brief on motions to dismiss filed 6/18/19; Commission's opposition to corporate defendants' motions filed 7/1/19; Commission's opposition to individual defendants' motions filed 7/2/19.

Order denying motion to dismiss with respect to the validity of the FTC's quorum and as to claims against individual defendant Mark Underwood but granting motion to dismiss as to the claims against individual defendant Michael Beaman entered 7/24/19.

Order granting in part and denying in part Plaintiffs' motion to strike eight affirmative defenses entered 3/2/20.

Order granting defendants a jury trial entered 4/26/21.

Order dismissing without prejudice the FTC's claim for monetary relief entered 9/17/21.

Defendants' motion for summary judgment filed 4/14/22; Commission's opposition filed 6/18/22; defendants' reply filed 7/11/22.

Order granting Individual Defendant Mark Underwood's motion for partial summary judgment on NY State's claims entered 7/5/22.

Order denying Defendants' motion for summary judgment entered 12/19/22.

FTC's motion to participate in the jury trial filed 12/1/23.

Order granting FTC's motion to participate in jury trial entered 1/3/24.

Jury trial on NY claims conducted 2/21/24 – 3/11/24.

Order denying Defendants' renewed motion for judgment as a matter of law entered 5/3/24.

Opening briefs on corporate defendants' liability under the FTC Act filed 6/28/24.

Order finding corporate defendants liable under Sections 5 and 12 of the FTC Act for claims found by the jury to be materially misleading entered 8/29/24.

Letter advising Court of individual defendant Underwood's agreement to be bound by injunctive relief that the Court determines appropriate for corporate defendants filed 11/5/24.

Order and judgment imposing nationwide injunction on all defendants for all challenged claims entered 11/18/24.

Order denying corporate defendants' motion to modify judgment, and also clarifying that 11/18/24 order is nationwide in scope and constitutes relief for FTC Act violations, entered 12/6/24.

Notices of defendants' appeals from judgment filed 12/19/24.

Defendant-appellants' opening briefs filed 4/3/25.
Plaintiff- appellees' briefs due 7/17/25.

FTC v. QYK BRANDS, LLC, No. 24-564 (S. Ct.); No. 22-55446 (9th Cir.); No. 8:20-cv-1431 (C.D. Cal.)

Parties: QYK Brands, LLC d/b/a Glowwy
DRJSNATURAL, LLC
Theo Pharmaceuticals, Inc.
EASII, Inc.
Rakesh Tammabattula
Jacqueline Nguyen

Assigned Attorneys: Christopher Erickson (BCP/ENF)
Delilah Vinzon (WR-LA)
Mariel Goetz (OGC)

Alleged Conduct: Deceptive acts or practices in violation of Sections 5(a) and 12 of the FTC Act in connection with the sale and marketing of face masks, sanitizer, and other personal protective equipment related to the coronavirus pandemic.

Status: Complaint filed 8/4/20.
Stipulated TRO entered 8/9/20.
Stipulated preliminary injunction entered 8/26/20.
Amended complaint adding new defendants Theo Pharmaceuticals, Inc. and EASII, Inc. filed 5/19/21.
Defendants' motion to dismiss case filed 6/23/21; Commission's opposition filed 11/12/21; defendants' reply filed 11/19/21.
Order denying defendants' motion to dismiss entered 11/30/21.
Motion for summary judgment by the Commission filed 2/15/22; counter-motion for partial summary judgment by defendants filed 2/16/22; oppositions to each motion filed 3/18/22; replies filed 3/25/22.
Minute order granting Commission's motion for summary judgment and denying defendants' motions for partial summary judgment entered 4/6/22.
Final order for permanent injunction entered 4/22/22.
Defendants' notice of appeal filed 4/29/22.
Defendants' motion for partial stay of injunction pending appeal filed 4/29/22; Commission's opposition filed 6/3/22; reply filed 6/10/22; order by district court denying stay entered 6/21/22.
Appellants' motion to Ninth Circuit for stay pending appeal filed 6/30/22.
Appellants' opening brief filed 7/6/22; FTC answering brief filed 9/28/22; appellants' reply brief filed 11/1/22.
Oral argument heard 3/6/23.

New oral argument following departure of Judges Kleinfeld and Watford heard 9/18/23.

Decision affirming in part, vacating in part, and remanding entered 4/9/24. Appellants' petition for rehearing *en banc* filed 5/24/24; petition denied 6/20/24.

Petition for certiorari filed 11/18/24; FTC opposition filed 1/17/25; reply filed 2/5/25.

Petition for certiorari denied 2/24/25.

FTC v. RIVX AUTOMATION CORP., No. 1:24-cv-23152 (S.D. Fla.)

Parties: RIVX Automation Corp. d/b/a RIVX Funding
RIVX Trucking LLC
RIVX Logistics LLC
RIVX Global Logistics LLC
RIVX Investments LLC d/b/a RIVX Capital d/b/a RIVX Cash Offer
Maceda Transportation Services, Inc. d/b/a RIVX Transportation
C2 Carrier LLC
Antonio Rivodo
Noah Wooten
Propihub LLC
Diamond Cargo LLC
State of Florida (Co-Plaintiff)

Assigned Attorneys: Angeleque Linville (SER)
Harold Kirtz

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Business Opportunity Rule, and the Consumer Review Fairness Act in connection with misrepresentations made in the selling of trucking-related business opportunities.

Status: Complaint filed 8/19/24.
Ex parte TRO with asset freeze and appointment of receiver 8/21/24.
Preliminary injunction entered 9/4/24.
Clerk's entry of default as to as to Noah Wooten and C2 Carrier LLC entered 10/24/24.
Clerk entry of default as to Antonio Rivodo RIVX Automation Corp. RIVX Trucking LLC RIVX Logistics LLC RIVX Global Logistics LLC Maceda Transportation Services, Inc. PROPIHUB LLC RIVX Investments LLC entered 4/7/25.

FTC v. SEEK CAPITAL LLC, No. 2:24-cv-9511 (C.D. Cal.)

Parties: Seek Capital LLC (Delaware), Seek Capital LLC (California) d/b/a Seek Business Capital d/b/a SBC Business
Roy Ferman

Assigned Attorneys: Maya Sequeira (BCP/FP)
Katherine Worthman
Julia Heald
Joseph Alpert (Honors Attorney)

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Act, and the Telemarketing Sales Rule in connection with misrepresentations made in the marketing of business loans or lines of credit.

Status: Complaint and *ex parte* application for TRO filed 11/4/24.
TRO denied 11/7/24.
Preliminary injunction entered 2/5/25.
Trial set for 10/7/25.

FTC v. SOUTHERN GLAZERS WINE & SPIRITS LLC, No. 8:24-cv-2684 (C.D. Cal.)

Parties: Southern Glazers Wine and Spirits LLC

Assigned Attorneys: Christina Brown (BC/ACP)
Dana Abrahamsen
Daniel Blauser
Daniel Chozick
Jordan Klimek
Joseph Conrad
Ross Steinberg
Stephanie Funk
John Jacobs (WRLA)

Alleged Conduct: Deceptive acts and practices in violation of Section 5 of the FTC Act and Section 2 of the Clayton Act in connection with the use of discriminatory pricing practices in the sale of wine and spirits.

Status: Complaint filed 12/12/24.
Motion to dismiss filed 2/3/25; FTC opposition filed 3/13/25; reply filed 4/7/25.
Order denying motion to dismiss entered 4/17/25.

FTC v. START CONNECTING LLC, No. 8:24-cv-1626 (M.D. Fla.)

Parties: Start Connecting LLC d/b/a United States Student Debt Relief
Start Connecting SAS
Douglas R. Goodman
Doris E. Gallon-Goodman
Juan S. Rojas
Hamlet Garcia Jr. (Would-Be Intervenor)

Assigned Attorneys: Nathan Nash (MWR)
D'Lanry Gielow

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, and the Gramm-Leach-Bliley Act in connection with the marketing and sale of student loan debt relief services.

Status: Complaint filed 7/9/24.
Ex-parte TRO entered 7/11/24.
Stipulated preliminary injunction as to defendants Start Connecting LLC, Douglas R. Goodman, and Doris Gallon-Goodman entered 9/11/24.
Stipulated preliminary injunction as to defendants Juan S. Rojas and Start Connecting SAS entered 9/19/24.
Motion to intervene by Hamlet Garcia Jr. filed 12/31/24; motion denied 1/31/24
Would-be Intervenor Garcia's notice of appeal filed 3/11/25. Order staying case until 6/13 pending settlement entered 4/15/25.
Consent order for permanent injunction and monetary relief as to defendants Start Connecting LLC, Douglas R. Goodman and Doris E. Gallon-Goodman entered 6/4/25; monetary judgment entered 6/5/25.

FTC v. SUPERIOR SERVICING LLC, No. 2:24-cv-2163 (D. Nev.)

Parties: Superior Servicing LLC
Dennise Merdjanian a/k/a Dennise Correa
Sunrise Solutions USA LLC
Alumni Advantage LLC
Student Processing Center Group LLC
SPCTWO LLC
Accredit LLC
Eric Caldwell
David Hernandez

Assigned Attorneys: Luis Gallegos (SWR)

Reid Tepfer

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule, the Gramm-Leach-Bliley Act, and the Impersonation Rule in connection with the operation of a student loan debt relief scheme.

Status: Complaint filed 11/18/24.
TRO entered 11/22/24.
Preliminary injunction hearing held 12/5/24.
Order granting preliminary injunction as to defendant Superior Servicing LLC entered 12/6/24.
Order granting preliminary injunction as to defendant Dennise Merdjanian entered 12/19/24.
Amended complaint adding new parties filed 3/26/25.
Order granting stipulation to stay deadlines as to defendant Caldwell pending Commission approval of settlement entered 6/25/25.

FTC v. SYNGENTA CROP PROTECTION AG, No. 1:22-cv-00828 (M.D.N.C.)

Parties: Syngenta Crop Protection AG
Syngenta Corporation
Syngenta Crop Protection, LLC
Corteva, Inc.
State of California (Co-Plaintiff)
State of Colorado (Co-Plaintiff)
State of Illinois (Co-Plaintiff)
State of Indiana (Co-Plaintiff)
State of Iowa (Co-Plaintiff)
State of Minnesota (Co-Plaintiff)
State of Nebraska (Co-Plaintiff)
State of Oregon (Co-Plaintiff)
State of Tennessee (Co-Plaintiff)
State of Texas (Co-Plaintiff)
State of Wisconsin (Co-Plaintiff)
State of Washington (Co-Plaintiff)

Assigned Attorneys: Alysson Maltas (BC/Litigation)
Geoffrey Green (BC/ACP)
Joseph Baker
Karna Adams
Wesley Carson
Robert Chen
Elizabeth Gillen
Phillip Kehl

Lauren Patterson
Michael Turner

Alleged Conduct: Violations of Section 5 of the FTC Act, Section 3 of the Clayton Act, and laws enforced by state plaintiffs, by implementation of loyalty programs that block competition from manufacturers of low-cost generic agricultural pesticides even after relevant patents have expired.

Status: Complaint filed 9/29/22.
Defendants' motions to dismiss filed 12/12/22; plaintiff's response filed 12/23/22.
Amended complaint adding two state plaintiffs filed 12/23/22.
Defendants' motion to dismiss filed 1/13/23; plaintiffs' opposition filed 2/10/23; defendants' replies filed 3/3/23.
Oral argument on defendants' motions to dismiss held 12/1/23.
Order denying defendants' motions to dismiss entered 1/12/24.
Demand for jury trial by Corteva filed 3/15/24; FTC and States' motion to strike jury demand filed 4/5/24; Corteva's opposition to motion to strike and cross-motion for jury trial filed 4/17/24; FTC and States' reply and opposition to cross-motion filed 5/8/24; Corteva's reply filed 5/22/24.

FTC v. UBER TECHNOLOGIES, INC., Nos. 3:25-cv-3477 and 4:25-cv-3477 (N.D. Cal.)

Parties: Uber Technologies, Inc.
Uber USA LLC

Assigned Attorneys: Paul Mezan (BCP/FP)
Stephanie Liebner
James Doty

Alleged Conduct: Unfair and deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Restore Online Shoppers' Confidence Act in connection with Defendants' Uber One subscription service and their failure to (i) obtain express informed consent, (ii) clearly and conspicuously disclose material terms of the subscription service, and (iii) offer a simple cancellation mechanism.

Status: Complaint filed 4/21/25.

FTC v. U.S. ANESTHESIA PARTNERS, INC., No. 24-20270 (5th Cir.); No. 4:23-cv-3560 (S.D. Tex.)

Parties: U.S. Anesthesia Partners, Inc.

Welsh, Carson, Anderson & Stowe XI, L.P.
WCAS Associates XI, LLC
Welsh, Carson, Anderson & Stowe XII, L.P.
WCAS Associates XII, LLC
WCAS Management Corporation
WCAS Management, L.P.
WCAS Management, LLC

Assigned Attorneys: Bradley Scott Albert (BC/HC)
Dylan Herts
Eric Sprague
Garth Huston
Gary Schorr
Leah Hubinger
Michael Arin
Neal Perlman
Patrick Kennedy
Timothy Grayson
Kara Monahan

Alleged Conduct: Anticompetitive conduct in violation of Section 5(a) of the FTC Act, Section 2 of the Sherman Act, and Section 7 of the Clayton Act in connection with multi-year scheme to consolidate anesthesia practices in Texas.

Status: Complaint filed 9/21/23.
Defendants' motion to dismiss filed 11/20/23; FTC's opposition filed 1/19/24; reply filed 2/26/24.
Order granting motion to dismiss as to defendant Welsh Carson but denying motion to dismiss as to USAP entered 5/13/24.
Notice of appeal by USAP filed 6/12/24.
Motion to stay pending interlocutory appeal by USAP filed 6/13/24; FTC response filed 7/5/24; reply filed 7/12/24.
USAP Answer filed 6/17/24.
FTC's motion to dismiss interlocutory appeal for lack of jurisdiction filed 7/19/24; opposition filed 7/29/24; reply filed 8/5/24.
Appellant's opening brief filed 8/12/24.
Fifth Circuit's order granting FTC motion to dismiss for lack of jurisdiction entered 8/15/24.
USAP motion to amend answer filed 6/20/25.

FTC v. VISION ONLINE, No. 6:23-cv-1041 (M.D. Fla.)

Parties: Vision Online, Inc.
Ganadores IBR, Inc.

Vision Online Digital
Vision Online English, LLC
Vision Online Latino, LLC
Richard Alvarez
Sara Alvarez
Robert Shemin
Bryce Chamberlain

Assigned Attorneys: Joseph Ronald Brooke, Jr. (BCP/MP)
Virginia Rosa

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the Business Opportunity Rule, the “Cooling-Off Rule”, and the Consumer Review Fairness Act of 2016 in connection with advertising and selling business trainings and opportunities targeting Spanish-speaking consumers.

Status: Complaint filed 6/5/23.
Ex parte TRO entered 6/7/23.
Preliminary injunctions with respect to all defendants entered 7/18/23 and 8/1/23.
Joint motion to stay proceedings pending Commission approval of settlement with respect to all defendants except Robert Shemin filed 11/3/23; order staying case with respect to the eight settling defendants entered 11/20/23.
Joint application for entry of stipulated orders for permanent injunction and monetary judgment as to the Corporate Defendants, Alvarez Defendants, and Defendant Chamberlain filed 1/17/24.
Order denying joint application denied with request for further briefing on court’s ability to order monetary relief in view of *AMG* entered 3/6/24.
Joint motion for entry of stipulated order for permanent injunction and monetary judgment as to Defendant Chamberlain filed 3/13/24.
Joint motion for entry of stipulated order for permanent injunction and monetary judgment as to the Corporate Defendants and Alvarez Defendants filed 3/13/24.
Final order and judgment for permanent injunction and monetary relief as to the Corporate Defendants, Alvarez Defendants, and Defendant Chamberlain entered 11/18/24.
Motion for entry of stipulated order for permanent injunction and monetary judgment as to Defendant Shemin filed 6/20/25.

FTC v. ZAAPPAAZ, LLC, No. 24-20234 (5th Cir.); No. 4:20-cv-2717 (S.D. Tex.)

Parties: Zaappaaz, LLC
Azim Makanojiya

Assigned Attorneys: Anne Collesano (BCP/ENF)
Michele Schaefer
James Elliott (SER)
Matthew Hoffman (OGC)
Michael Bergman

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act in connection with the failure to deliver on promises to quickly ship products like face masks, sanitizer, and other personal protective equipment related to the coronavirus pandemic.

Status: Complaint filed 8/4/20.
Stipulated preliminary injunction entered 8/8/20.
Cross-motions for summary judgment filed 10/26/22; FTC opposition to defendants' motion filed 12/02/22; defendants' opposition to Commission's motion filed 12/27/22; defendants' corrected reply in support of their motion for partial summary judgment filed 1/24/23; FTC reply in support of its motion filed 1/24/23.
Magistrate judge's report and recommendation that FTC's motion for summary judgment be granted in part and denied in part, and that defendants' motion for partial summary judgment be denied, entered 6/9/23; order adopting recommendations entered 8/3/23.
Trial held 12/18/23.
Order for permanent injunction and monetary relief entered 3/28/24.
Notice of appeal filed 5/24/24.
Appellants' brief filed 09/18/24; FTC's brief filed 11/18/24; Appellants' reply brief filed 12/23/24.
Opinion affirming finding of liability, and affirming in part and reversing in part the monetary relief award, entered 6/16/25.

CIVIL PENALTY AND ENFORCEMENT CASES*

(A) Consumer Protection

UNITED STATES v. ADOBE, INC., No. 5:24-cv-3630 (N.D. Cal.)

Parties: Adobe, Inc.
Maninder Sawhney
David Wadhwani

Assigned Attorneys: Amber Charles (DOJ/CPB)
Francisco Unger
Wesline Manuelpillai (DOJ/CIV)
Zachary Cowan
David DeVito (DOJ/USAO)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Restore Online Shoppers' Confidence Act in connection with deceiving consumers by hiding the early termination fee for its most popular subscription plan and making it difficult for consumers to cancel their subscriptions.

Status: Complaint filed 6/17/24.
Complaint re-filed 7/3/24.
Defendants' motion to dismiss filed 10/7/24; order striking motion for failure to comply with standing order entered 10/9/24; corrected motion to dismiss filed 10/9/24; Commission's opposition filed 11/25/24; defendants' reply filed 12/23/24; order denying motion entered 5/2/25.
Jury trial set for 1/25/27 through 2/5/27.

FTC v. AMAZON.COM INC., No. 2:23-cv-932 (W.D. Wash.)

Parties: Amazon.com Inc.
Neil Lindsay
Russell Grandinetti
Jamil Ghani

Assigned Attorneys: Evan Mendelson (BCP/ENF)
Sana Chaudhry
Jonathan Cohen

* Includes all suits in which civil penalties are sought; consumer redress, injunctions, and ancillary equitable relief may also be sought.

Olivia Jerjian
Anthony Saunders
Jonathan Ware
Colin MacDonald (NWR)
Jeffrey Tang (WR-LA)
Rachel Sifuentes (MWR)

Alleged Conduct: Violations of Section 5 of the FTC Act and the Restore Online Shoppers' Confidence Act ("ROSCA") for enrolling consumers in its Amazon Prime service without their consent.

Status: Complaint filed 6/21/23.
Amazon's motion to strike improper complaint allegations filed 7/17/23;
FTC's response filed 7/31/23; reply filed 8/4/23.
Amended complaint filed 9/20/23.
Defendants' motions to dismiss amended complaint filed 10/18/23; FTC's
opposition filed 11/17/23; replies filed 12/8/23.
Order denying defendant's motion to dismiss entered 5/14/24.
Defendant demand for jury trial filed 6/25/24; granted 6/27/24.
FTC's motion for sanctions for abuse of privilege claims filed 5/7/25;
Defendants' opposition filed 5/22/25; reply filed 5/28/25; order
granting sanctions entered 6/23/25.
Cross-motions for partial summary judgment filed 5/27/25; oppositions
filed 6/17/25; replies filed 6/24/25.
Trial scheduled for 9/22/25.

UNITED STATES v. B4B EARTH TEA LLC, No. 1:22-cv-1159 (E.D.N.Y.)

Parties: B4B Earth Tea, LLC
B4B Corp.
Andrew Martin Sinclair

Assigned Attorneys: James Nelson (DOJ/CPB)
Zachary Dietert
David Crockett
Michael Blume (DOJ/EDNY)
Michael Shane (FDA)
Robert van Someren Greve (BCP/AP)

Alleged Conduct: Violations of the COVID-19 Consumer Protection Act, and Sections 5 and 12 of the FTC Act, in connection with false or unsubstantiated claims that an herbal tea containing aloe vera and honey treats or prevents COVID-19, is as good or better than available vaccines at treating or preventing the virus, and is clinically proven to treat and prevent COVID-19.

Status: Complaint filed 3/3/22.
Defendant Sinclair's motions to dismiss filed 6/1/22; United States' opposition filed 6/15/22.
Order granting 60-day stay entered 6/30/22.
Joint status report filed 10/28/22.
United States status report filed 4/7/23; defendants' status report filed 4/10/23.
Order denying Sinclair's motions to dismiss entered 12/7/23.
Answer to complaint filed 2/6/24.
Motion to dismiss defendant's counterclaim filed 4/26/24; response in opposition filed 5/1/24; reply filed 5/7/24.
Default against defendants B4B Earth Tea LLC and B4B Corp. entered 10/11/24.
Case voluntarily dismissed 3/17/25.

UNITED STATES v. BYTEDANCE LTD. ET AL, No. 2:24-cv-6535 (C.D. Cal.)

Parties: ByteDance Ltd.
ByteDance Inc.
TikTok Ltd.
TikTok Inc.
Tiktok Pte. Ltd.
Tik Tok U.S. Data Security Inc.

Assigned Attorneys: Benjamin Cornfield (DOJ)
Marcus Smith

Alleged Conduct: Collecting, storing, and processing data of children under the age of 13 without parental consent in a manner constituting a violation of COPPA.

Status: Complaint filed 8/2/24.
Answer filed 10/7/24.
Order to show cause as to consolidation with other cases entered 11/14/24; defendant response filed 11/20/24; government response filed 11/21/24.
Jury trial set for 2/9/27.

UNITED STATES v. CONSUMER LAW PROTECTION, No. 4:22-cv-01243 (E.D. Mo.)

Parties: Consumer Law Protection, LLC
Consumer Rights Counsel
Premier Reservations Group, LLC
Resort Transfer Group, LLC
Square One Development Group, Inc., dba Square One Group

Square One Group, LLC
Timeshare Help Source
Farmington Allegiance, LLC
Mainline Partners, LLC
The Jake and Avery Irrevocable Trust dated September 11, 2019
The Maggie and Lucy Irrevocable Trust dated September 11, 2019
Christopher Carroll
George Reed
LouAnn Reed
Scott Jackson
Eduardo Balderas
Resort Legal Service, LLC
Square One Corporate Offices, LLC, also dba Resort Legal Services
Kimberly Carroll (as Trustee and Beneficiary of The Jake and Avery
Irrevocable Trust)
Timothy McFadden (as Trustee of The Jake and Avery Irrevocable Trust)
Janet Sue Hackworth (as Beneficiary of The Jake and Avery Irrevocable
Trust)
State of Wisconsin (co-plaintiff)

Assigned Attorneys: Ellen Bowden McIntyre (DOJ)
Amy Pentz Kaplan
Samantha Denny (MWR)
William Hodor

Alleged Conduct: Deceptive acts and practices in violation of Section 5(a) of the FTC Act, the FTC's Cooling Off Rule, and state law in connection with the promotion and sale of fraudulent timeshare exit services to seniors.

Status: Complaint filed 11/21/22.
Defendants' motions to dismiss filed 1/27/23, 2/08/23, and 2/09/23;
opposition to motions by the United States filed 3/03/23;
Defendants' replies filed 3/16/23 and 3/20/23.
Order denying defendants' motions to dismiss entered 9/25/23.
Order denying defendant's motion to dismiss entered 2/1/24.
Amended complaint filed 4/9/24.
Motion to dismiss amended complaint filed 5/20/24; response in
opposition filed 6/3/24; reply filed 6/12/24.
Order denying defendant's motions to dismiss entered 10/8/24.
Second amended complaint filed 12/18/24.
Clerk entry of default judgment as to defendants Consumer Law
Protection, Consumer Rights Council, Premier Reservations
Group, Resort Transfer Group, Square One Development Group,
Square One Group, Timeshare Help Source, Farmington
Allegiance, Mainline Partners, Square One Corp. Offices, Resort

Legal Service, Kimberly Carroll, and Janet Hackworth entered 2/27/25.

UNITED STATES v. DAVE, INC., No. 2:24-cv-9566 (C.D. Cal.)

Parties: Dave, Inc.
Jason Wilk

Assigned Attorneys: Sarah Williams (DOJ/CPB)
Sean Saper
John Schifalacqua
Daniel Hanks (BCP/FP)
Jason Sanders
Julia Heald

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act and the Restore Online Shoppers' Confidence Act in connection with the marketing of a finance mobile application offering short-term cash advances to consumers.

Status: Complaint filed 11/5/24.
Amended complaint by United States seeking civil penalties filed 12/30/24.
Motion to dismiss filed by Defendants 2/28/25; opposition by the United States filed 4/7/25; Defendants' reply filed 4/21/25.
Oral argument held 6/30/25.

FTC v. DAY PACER LLC, Nos. 24-1273; 24-1289; 23-3310 (7th Cir.); No. 1:19-cv-01984 (N.D. Ill.)

Parties: Day Pacer LLC, f/k/a College Criteria LLC, d/b/a Edutrek, EdSoup, Our School Search, College Info and Degree Spots
Edutrek L.L.C. d/b/a EdSoup
Raymond Fitzgerald
Ian Fitzgerald
David Cumming

Assigned Attorneys: Mark Glassman (BCP/FP)
Patrick Roy
William Joseph Hodor
Mark Hegedus (OGC)

Alleged Conduct: Violations of the Telemarketing Sales Rule in connection with unsolicited calls about educational programs to consumers who submitted their

contact information to websites promising help with job searches, public benefits, and other unrelated programs.

Status:

Complaint filed 3/22/19.

Status hearing held 6/10/19.

Order striking two of defendants' affirmative defenses entered 2/28/20.

FTC's motion for summary judgment filed 8/2/21; Defendants' cross-motions for summary judgment and oppositions to FTC's motion filed 10/1/21; amended cross-motions and oppositions filed 10/8/21; FTC reply in support of its motion and opposition to cross-motions filed 12/10/21; Defendants' replies in support of their cross-motions for summary judgment filed 1/5/22 and 1/7/22.

Notice of death of Defendant David Cumming filed 2/25/22; FTC motion to substitute personal representative of Cumming's estate filed 4/5/22; personal representative's opposition filed 5/26/22; FTC's reply in support of motion to substitute filed 6/3/22.

Order reassigning case to Honorable Lindsay C. Jenkins 2/27/23.

Joint status report filed 5/24/23.

Order granting FTC's motions for substitution and summary judgment against defendants entered 9/1/23.

Hearing on injunctive relief and civil penalties held 11/8/23.

Order for permanent injunction against Day Pacer defendants (Day Pacer LLC, Edutrek LLC, Raymond Fitzgerald, and Ian Fitzgerald) entered 11/21/23.

Notice of appeal by Day Pacer defendants filed 11/29/23.

Motion to stay order pending appeal filed 11/29/23; FTC's opposition filed 12/13/23; defendants' reply filed 12/19/23.

Memorandum regarding civil penalties by personal representative of Cumming's estate filed 12/8/23; FTC's opposition filed 12/19/23.

Order staying permanent injunction in part pending appeal entered 1/12/24.

Final judgement and order for civil penalties against all defendants entered 1/23/24.

Notices of appeal by Day Pacer defendants and Cumming Estate filed 2/20/24.

Order consolidating appeals no. 23-3310, 24-1273 and 24-1289 entered 2/26/24.

Appellants' opening briefs filed 5/21/24; Commission's answering brief filed 7/9/24; appellants' reply brief filed 8/9/24.

Oral argument held 10/22/24.

Opinion affirming district court judgment in substantial part, ruling that Cumming Estate cannot be joined, and remanding for new calculation of damages, entered 1/3/25.

Joint memorandum on remand to district court filed 3/31/25.

District court case stayed pending remaining Defendants' cert petition 4/1/25.

Petition for writ of certiorari due 8/3/25.

FTC v. EVOKE WELLNESS LLC, No. 0:25-cv-60073 (S.D. Fla.)

Parties: Evoke Wellness LLC
Evoke Health Care Management LLC
Jonathan Moseley, individually and owner
James Hull, individually and as owner

Assigned Attorneys: Cassandra Rasmussen (BCP/AP)

Alleged Conduct: Deceptive and fraudulent practices in violation of Sections 5(a) and 12 of the FTC Act and Section 8023 of the Opioid Addiction Recovery Fraud Prevention Act in connect with advertising and marketing of defendants' substance use disorder treatment clinics.

Status: Complaint filed 1/13/25.
Joint motion for settlement filed 6/10/25.

UNITED STATES v. FACEBOOK INC, No. 23-5280 (D.C. Cir.); No. 1:19-cv-2184 (D.D.C.)

Parties: Facebook, Inc.

Assigned Attorneys: Katherine Ho (DOJ)
Patrick Runkle
Zachary Cowan
Jason Lee
Lisa Hsiao
Scott Kennedy

Nature of Action: Action seeking civil penalties, an injunction, and other equitable relief for Facebook's violation of a 2012 order for violated Section 5(a) of the FTC Act.

Status: Complaint filed 7/24/19.
Stipulated order for payment of civil penalty and modification by FTC of 2012 administrative order entered 4/23/20.
Facebook motion to enjoin FTC proceeding to modify 2020 administrative order filed 5/31/23; United States' opposition filed 8/16/23; reply filed 9/13/23.
Oral argument heard 10/17/23.
Order denying motion to enjoin filed 11/27/23.
Notice of appeal filed 11/28/23.

Motion for injunction pending appeal filed 12/12/23; United States' opposition filed 12/28/23; reply filed 1/5/24; motion denied 1/12/24.

Motion for injunction by Facebook in D.C. Circuit filed 1/25/24; response in opposition filed 2/5/24; reply filed 2/12/24; order denying the injunction pending appeal entered 3/12/24.

Facebook's opening brief filed 5/13/24; FTC's answering brief filed 6/12/24; Facebook's reply brief filed 7/12/24.

Oral argument held 11/5/24.

Opinion reversing and remanding case to the district court entered 5/16/25.

FTC v. GRAVITY DEFYER MEDICAL TECHNOLOGY CORP., No. 1:22-cv-1464 (D.D.C.)

Parties: Gravity Defyer Medical Technology
Alexander Elnekaveh

Assigned Attorneys: Maria Del Monaco (ECR)
Adrienne Jenkins
Dana Barragate
Matthew Scheff

Nature of Action: Violations of a 2001 Commission order and Sections 5(a) and 12 of the FTC Act in connection with deceptive pain-relief claims for Gravity Defyer footwear.

Status: Complaint filed 5/25/22.
Defendants' motion to dismiss filed 7/25/22; FTC opposition filed 8/8/22; defendants' reply filed 8/15/22.
Order consolidating FTC enforcement case with defendant's declaratory judgment case, No. 1:22-cv-1157 (lead case), entered 8/2/22.
Defendants' renewed motion to dismiss filed 4/7/23; FTC opposition filed 4/21/23; defendants' reply filed 4/28/23.
Order granting motion to dismiss in part and denying in part entered 3/21/24.
Answer to complaint with jury demand filed 4/2/24.
Order granting motion to extend case deadlines pending settlement entered 10/21/24.
Stipulated order for permanent injunction, civil penalty judgment, and other relief entered 1/15/25.

FTC v. GRUBHUB INC., No. 1:24-cv-12923 (N.D. Ill.)

Parties: Grubhub

Grubhub Holdings Inc.
State of Illinois (Co-Plaintiff)

Assigned Attorneys: Lisa Wang Bohl (MWR)
Claire Stewart

Alleged Conduct: Unfair or deceptive acts or practices in violation of the FTC Act and
ROSCA for misleading fees, deceptive subscription practices, and false
representations made to restaurant partners.

Status: Complaint filed 12/17/24.
Stipulated order for permanent injunction, monetary judgment, and other
relief signed on 12/31/24.
Judgement entered 1/10/25.

FTC v. MATCH GROUP, INC., No. 3:19-cv-02281 (N.D. Texas)

Parties: Match Group, Inc.
Match Group, LLC, f/k/a Match.com, LLC

Assigned Attorneys: Reid Tepfer (SWR)
Jason Moon
Hasan Aijaz
Erica Hilliard
Nicole Conte
Tammy Chung

Alleged Conduct: Deceptive and unfair acts and practices in violation of Section 5(a) of the
FTC Act and Restore Online Shoppers' Confidence Act in connection
with the defendant's online dating service.

Status: Complaint filed 9/25/19.
Defendant's motion to dismiss for failure to state a claim filed 10/17/19;
Commission's response filed 11/5/19; defendant's reply filed
11/19/19.
Order staying case pending a ruling on Match Group's motion to dismiss
entered 4/22/20.
Order staying case pending Supreme Court decision in *FTC v. Credit
Bureau Center* entered 10/9/20.
Joint status report on the effects of *AMG* filed 6/7/21.
Order asking for FTC brief clarifying "equitable relief" that is sought for
Counts I and II in the complaint entered 12/16/21.
FTC brief clarifying equitable relief sought filed 12/27/21.
Order denying in part and granting in part motion to dismiss entered
3/24/22.

Amended complaint filed 7/19/22.
Motion to dismiss by Match Group LLC filed 8/12/22; FTC response file
8/23; order granting as to Counts 1 and 2 entered 8/24/22.
Commission's and Match Group's cross-motions for summary judgment
filed 9/11/23; oppositions filed 10/16/23; replies filed 11/6/23.
Matter stayed pending proposed settlement 6/10/25.

FTC v. MERCURY MARKETING LLC, 1:25-cv-2021 (D. Md.)

Parties: Mercury Marketing LLC
Behavioral Healthcare Group of America LLC
JLux Consulting LLC
Malibu Detox LLC
Malibu Recovery Center LLC
Aliya Health Group OOC
Fennaside LLC
JHEL Holdings LLC
Christopher LiVolsi
Dennis Rinker
Robby Stempler
Jennifer Russ

Assigned Attorneys: Robert Van Someren Greve (BCP/AP)
Stacy Cammarano
Tiffany Woo
Elizabeth Sanger

Alleged Conduct: Violations of Section 5(A)(1) and 12 of the FTC ACT, Section 8023(a) of
the Opioid Addiction Recovery Fraud Prevention Act, and the
Commission's Trade Regulation Rule on the Impersonation of
Government and Businesses in connection with use of deceptive Google
search ads and misleading telemarketers to attract consumers seeking
treatment for substance use disorders.

Status: Complaint filed 6/24/25.

UNITED STATES v. STRATICS NETWORKS INC., No. 3:23-cv-313 (S.D. Cal.)

Parties: Stratics Networks, Inc.
Netlatitude, Inc.
Atlas Investment Ventures LLC
Tek Ventures, LLC
ACE Business Solutions LLC
Atlas Marketing Partners, Inc.

Eric Petersen
Todd Diroberto
Sandra Barnes

Assigned Attorneys: Daniel Petrokas (DOJ/CPB)
Daniel Crane-Hirsch
Zachary Dietert
Rachel Doud
Richard S. Greene IV
Wesline Manuelpillai
Matthew Robinson

Alleged Conduct: Violations of Section 5 of the FTC Act and Section 6 of the Telemarketing and Consumer Fraud and Abuse Prevention Act in relation to use of technology to initiate outbound robocalls to consumers' phones to illegally telemarket various goods and services.

Status: Complaint filed 2/16/23.
Stipulated order for permanent injunction, monetary judgment, and other relief as to defendants Kasm and Kenan Azzeh entered 2/23/23.
Stipulated order for permanent injunction, monetary judgment, and other relief as to defendants Netlatitude and Kurt Hannigan entered 6/16/23.
Motions to dismiss by defendants filed 6/7/23, 6/8/23, and 6/20/23: United States' opposition filed 8/23/23; reply filed 10/11/23.
Hearing on motion to dismiss held 3/5/24.
Order granting motion to dismiss as to Stratics and denying as to Atlas and Ace defendants entered 3/6/24.

UNITED STATES v. TURBO SOLUTIONS INC., 4:24-cv-2451 (S.D. Tex.)

Parties: Turbo Solutions Inc., f/k/a Alex Miller Financial Services Inc., d/b/a Alex Miller Credit Repair
Alexander V. Miller

Assigned Attorneys: Daniel Hu (DOJ)
Marcus Smith
Stephen Tosini
Gregory Ashe (BCP/FP)

Alleged Conduct: Deceptive acts or practices in violation of Section 5(a) of the FTC Act, the Telemarketing Sales Rule (TSR), and the Credit Repair Organization Act ("CROA") for inducing consumers to purchase the defendants' credit repair services.

Status: Complaint filed 3/1/22.
Ex parte TRO entered 3/4/22.
Preliminary injunction entered 3/18/22.
Motion to dismiss by defendants filed 5/15/22; United States opposition filed 6/6/22; reply filed 6/16/22.
Order denying motion to dismiss entered 1/3/23.
Government motion for summary judgment filed 8/28/24.
Summary judgment granted and order for permanent injunction, monetary relief, and civil penalties entered 3/14/25.

FTC v. WALMART, No. 24-3174, 24-8023 (7th Cir.); No. 1:22-cv-03372 (N.D. Ill.)

Parties: Walmart Inc.

Assigned Attorneys: Karen Dodge (MWR)
Matthew Schiltz
Rachel Sifuentes

Alleged conduct: Violations of Section 5(a) of the FTC Act, the Telemarketing Sales Rule (TSR), and the Telemarketing Sales Act for allowing its money transfer services to be used fraudulently and consequently deceive consumers out of hundreds of millions of dollars.

Status: Complaint filed 6/28/22.
Walmart's motion to dismiss for failure to state a claim filed 8/29/22; FTC's opposition filed 10/05/22; Walmart's reply filed 10/28/22.
Order granting in part and denying in part Walmart's motion to dismiss entered 3/27/23.
Walmart's motion to certify interlocutory appeal filed 4/12/23; FTC's opposition filed 5/8/23; Walmart's reply filed 5/18/23.
FTC amended complaint filed 6/30/23.
Walmart's second motion to dismiss filed 8/11/23; FTC's opposition filed 9/15/23; Walmart's reply filed 10/9/23.
FTC's notice of supplemental authority filed 12/19/23; Walmart's response filed 12/21/23.
Order granting in part and denying with prejudice in part defendant's motion to dismiss entered 7/3/24.
Defendant motion to certify interlocutory appeal filed 8/1/24; FTC response filed 9/5/24; reply filed 9/19/24.
Order denying FTC motion for reconsideration of 7/3/24 order and granting Walmart's motion to certify interlocutory appeal of 3/27/23 and 7/3/24 orders entered 10/18/24.
7th Circuit order granting Walmart's petition for interlocutory appeal entered 11/18/24.
Walmart's appeal brief filed 2/12/25.

Joint motion to hold appeal in abeyance filed 5/23/25.
Stipulated order for permanent injunction and monetary judgment in
district court entered 6/23/25.
Joint motion to dismiss appeal filed 6/24/25; appeal dismissed 6/25/25.

UNITED STATES v. XLEAR, INC., No. 2:21-cv-00640 (D. Utah)

Parties: Xlear, Inc.
Nathan Jones

Assigned Attorneys: Noah Katzen (DOJ/CPB)
Alison Crovetto
Amanda Kelly
Daniel Petrokas
Stephen Tosini
Keith Fentonmiller (BCP/AP)
Courtney Estep

Alleged Conduct: Violations of the COVID-19 Consumer Protection Act and Sections 5 and
12 of the FTC Act in connection with false or unsubstantiated claims that
Xlear nasal spray treats or prevents COVID-19.

Status: Complaint filed 10/28/21.
Defendants' motion for judgment on the pleadings filed 9/30/24; United
States' opposition filed 11/12/24; defendants' reply filed 12/13/24.
Stipulation of dismissal with prejudice by United States filed 3/10/25.

(B) Competition

UNITED STATES v. COHEN, No.1:24-cv-2670 (D.D.C.)

Parties: Ryan Cohen

Assigned Attorneys: Kenneth Libby (BC)

Alleged Conduct: Violations of the HSR Act by exceeding the threshold mandating an HSR
filing without making the required disclosures in purchasing voting
securities of a bank.

Status: Complaint filed 9/18/24.
Stipulation to judgment and order entered 10/10/24.
Unopposed motion for entry of final judgment filed 12/4/24.
Civil penalty judgment entered 5/15/25.

FTC v. SEVEN & I HOLDINGS, No. 1:23-cv-03600 (D.D.C.)

Parties: Seven & I Holdings, Co. Ltd.
7-Eleven, Inc.

Assigned Attorneys: Laura Hall (BC/Office of the Director)
Angelike Mina (BC/Compliance)
Christine Tasso
Eric Rohlck
Sebastian Lorigo
Maribeth Petrizzi

Alleged Conduct: Violation of a Commission order in connection with acquisition of a retail fuel outlet without required prior notice to the Commission.

Status: Complaint filed 12/4/23.
7-Eleven's motion to dismiss filed 2/5/24; FTC's opposition filed 3/06/24;
7-Eleven's reply filed 3/20/24; oral argument held 4/17/24.
Opinion and order denying motion to dismiss entered 3/31/25.

UNITED STATES v. XCL RESOURCES HOLDINGS LLC, 1:25-cv-41 (D.D.C.)

Parties: XCL Resources Holdings LLC
Verdun Oil Co. II
EP Energy LLC

Assigned Attorneys: Maribeth Petrizzi (BC/Compliance)
Jamie Towey
Kenneth Libby
Paul Frangie
Doha Mekki (DOJ)

Alleged Conduct: Violations of Section 7A of the Clayton Act in connection with failing to satisfy the statutory transactional waiting-period obligations.

Status: Complaint filed 1/7/25.
Unopposed motion of the United States for entry of proposed final judgment filed 5/14/25.

SUBPOENA AND CID ENFORCEMENT PROCEEDINGS

FTC v. CIGNA GROUP, No. 1:25-mc-00004 (D.D.C.)

Parties: Cigna Group

Assigned Attorneys: Lauren Peay (BC/HC)
Maren Haneberg
Michele Arington (OGC)

Alleged Conduct: Petition to enforce a CID.

Status: Petition filed 1/15/25.
Order to show cause entered 1/28/25.
Joint motion to stay and notice of settlement filed 2/10/25; motion granted 2/11/25.
Status report and notice of dismissal by FTC 5/19/25.

FTC v. CVS HEALTH CORP., No. 1:25-mc-00003 (D.D.C.)

Parties: CVS Health Corp.

Assigned Attorneys: Lauren Peay (BC/HC)
Maren Haneberg
Michele Arington (OGC)

Alleged Conduct: Petition to enforce a CID.

Status: Petition filed 1/15/25.
Order to show cause entered 1/28/25.
CVS response to petition filed 2/11/25; FTC reply filed 2/18/25; CVS surreply filed 2/24/25.
Order granting petition entered 2/24/25.

FTC v. MATCH GROUP INC., No. 1:22-mc-00054 (D.D.C.)

Parties: Match Group, Inc.

Assigned Attorneys: Sarah Choi (BCP/DPIP)
Alejandro Rosenberg
Michele Arington (OGC)

Alleged Conduct: Petition to enforce a CID.

Status: Petition filed 5/26/22.
Match emergency motion to temporarily seal record filed 6/2/22; FTC opposition filed 6/7/22.
Emergency motion to temporarily seal record denied and show cause order entered 6/8/22.
Match primary motion to seal filed 6/21/22; FTC opposition filed 7/5/22; Match reply filed 7/12/22.
Match opposition to petition filed 7/8/22; FTC reply filed 7/18/22.
Match motion for limited discovery regarding alleged FTC's abuse of and to supplement the record filed on 7/20/22; FTC opposition filed 8/3/22; Match reply filed 8/22/22.
Order denying Match's motions to seal and motion for limited discovery entered 5/1/23.
Order for Match to submit to the Court for in camera review the disputed documents in dispute entered 11/28/23.
Magistrate's report and recommendation ordering Match to produce 42 of the 64 documents remaining in dispute entered 3/11/24.
Match objections to report and recommendation filed 3/25/24, FTC's response to objections filed 4/9/24; Match reply filed 4/16/24.
Memorandum opinion and order adopting magistrate's recommendation granting in part and denying in part petition to enforce CID entered 6/23/25.

FTC v. MGM RESORTS INTERNATIONAL, No. 2:24-cv-1112 (D. Nev.)

Parties: MGM Resorts International

Assigned Attorneys: David Hankin (WRLA)

Alleged Conduct: Petition to enforce a CID.

Status: Petition and motion for order to show cause filed 6/17/24.
MGM's cross-motion to dismiss, transfer, or stay petition and opposition to motion for order to show cause filed 6/26/24.
Order denying without prejudice FTC petition to enforce the CID and staying proceeding entered 12/13/24.
Stipulation for dismissal filed 2/28/25; granted 3/3/25.

SUITS TO ENJOIN FTC ACTION AND OTHER DEFENSIVE LITIGATION

***AMERICA FIRST LEGAL FOUNDATION v. FTC*, No. 1:23-cv-2765 (D.D.C)**

Parties: Americans First Legal Foundation

Assigned Attorneys: John Bardo (AUSA)
Michele Arington (OGC)
Imad Abyad

Nature of Action: Action seeking records under the Freedom of Information Act.

Status: Complaint filed 12/8/21.
FTC motion for partial dismissal filed 11/29/23; AFLF opposition filed 1/10/24; FTC reply filed 1/24/24.
Order granting FTC motion for partial dismissal entered 8/25/24.
Order directing parties to meet and file a joint report and proposed schedule for further proceedings entered 9/9/24.
Joint status reports filed 10/10/24, 11/12/24, 12/12/24, 3/11/25, and 5/12/25.

***AMERICANS FOR PROSPERITY FOUNDATION v. FTC*, No. 1:21-cv-03207 (D.D.C)**

Parties: Americans for Prosperity Foundation

Assigned Attorneys: Anna Walker (AUSA)
Michele Arington (OGC)

Nature of Action: Action seeking records under the Freedom of Information Act.

Status: Complaint filed 12/8/21.
FTC answer filed 2/9/22.
Order directing parties to file a joint status report and proposed schedule for proceeding entered 2/10/22.
Joint status report with proposed schedule filed and order adopting schedule entered 3/10/22.
Joint status reports filed 5/9/22, 7/8/22, 9/6/22, 11/7/22, 1/6/23, 3/3/23, 4/7/23, 6/6/23, 8/7/23, 10/6/23, 1/9/24, 3/8/24, 5/7/24, 7/8/24, 9/6/24, 11/5/24, and 1/8/25.
Stipulation of dismissal filed 1/24/25.

ASBURY AUTOMOTIVE GROUP INC. ET AL v. FTC, No. 4:24-cv-950 (N.D. Tex.)

Parties: Asbury Automotive Group
McDavid Irving-Hon
McDavid Frisco-Hon
Asbury Ft. Worth Ford
Ali Benli

Assigned Attorneys: Issac Belfer (DOJ)
Zachary Cowan
Matthew Hoffman (OGC)

Nature of Action: Action to enjoin administrative proceedings alleging constitutional violations in the Commission's administrative practices.

Status: Complaint filed 10/4/24.
Emergency motion for injunction and stay of FTC administrative proceeding filed 10/14/24; FTC's response filed 11/12/24; reply filed 12/10/24.
FTC motion to dismiss for failure to state a claim filed 11/12/24; response filed 12/10/24; reply filed 12/24/24.

BROOKS v. BANK OF NEW YORK MELLON TRUST, et al., No. 24-3137 (10th Cir.); No. 2:24-cv-2188 (D. Kan.)

Parties: James L. Brooks

Assigned Attorneys: Duston J. Slinkard (AUSA)
Michele Arington (OGC)

Nature of Action: Pro se complaint alleging a conspiracy involving some kind of bank fraud.

Status: Complaint filed 5/2/24.
Motion to dismiss by federal defendants filed 7/23/24; plaintiff's response filed 7/9/24; reply filed 7/16/24.
Order granting motion to dismiss entered 8/14/24.
Notice of appeal filed 9/10/24.
Appellant's brief filed 10/15/24; federal appellees' brief filed 11/14/24; appellant's reply brief filed 12/30/24.
Opinion affirming dismissal entered 5/20/25.

BUY BELIZE, LLC v. UNITED STATES, No. 24-2352 (Fed. Cir.); No. 1:23-cv-1025 (Fed Cl.)

Parties: Buy Belize, LLC

Buy International, Inc.
Eco-Development Futures, Inc.
Eco-Futures, Belize, Ltd.
Foundation Development Management, Inc.
Global Property Alliance, Inc.
Power Haus Marketing
Sanctuary Belize Property Owners' Association
Sittee River Wildlife Reserve
The Estate of John Pukke
Andris Pukke
Peter Baker
John Usher

Assigned Attorneys: John Jacob Todor (DOJ)
Eric Evan Laufgraben
Brad Grossman (OGC)
Ben Aiken
Matt Hoffman

Nature of Action: Action alleging that the monetary judgment against the Buy Belize Entities in the FTC enforcement action *In re Sanctuary Belize Litigation* is an illegal extraction and seeking financial compensation.

Status: Complaint filed 7/3/23.
Appeal of Andris Pukke, Peter Baker, and John Usher filed 7/14/23.
United States' motion to dismiss for lack of jurisdiction and failure to state a claim filed 9/29/23; Buy Belize Entities' opposition filed 10/27/23; reply filed 11/13/23.
Opening brief of the defendants filed 9/26/24; response brief of FTC in Pukke appeal filed 11/17/24; reply brief filed 11/22/23.
Oral argument held 10/31/24.
Opinion affirming district court judgment entered 12/12/24.
Notice of appeal filed 9/24/24.
Appellants' opening brief filed 11/25/24; FTC response brief filed 2/20/24; reply brief filed 2/25/25.

CHAMBER OF COMMERCE ET AL v. FTC, No. 6:25-cv-9 (E.D. Tex.)

Parties: Chamber of Commerce
Business Roundtable
American Investment Council
Longview Chamber of Commerce

Assigned Attorneys: Ben Aiken (OGC)
Mariel Goetz

Nature of Action: Action seeking to enjoin and set aside the updated HSR rule.

Status: Complaint filed 1/10/25.
Motion to dismiss or change venue filed 4/10/25.
Amended complaint filed 5/8/25.
Motion to dismiss or transfer filed 5/23/25; response in opposition filed 6/10/25; reply filed 6/17/25.

CHURCHILL DOWNS INC. ET AL v. HORSERACING INTEGRITY AND SAFETY AUTHORITY, INC ET AL, No. 3:24-cv-706 (W.D. Ky.)

Parties: Churchill Downs Incorporated
The New York Racing Association, Inc.

Assigned Attorneys: Ben Aiken (OGC)

Nature of Action: Action seeking to declare HISA unconstitutional.

Status: Complaint filed 12/4/4.
Amended complaint filed 3/18/25.
Motion to dismiss filed 4/22/25; response filed 6/3/25; reply filed 6/17/25.

DOHERTY V. BORISCH ET AL, No.1:25-cv-308 (W.D. Mich.)

Parties: Michael Doherty

Assigned Attorneys: Ryan Cobb (USA)

Nature of Action: Pro se complaint filed against numerous government agencies.

Status: Complaint filed 3/20/25.
Motion to dismiss by federal defendants filed 5/30/25; response filed 6/12/25.

EXPRESS SCRIPTS INC. v. FTC, No. 4:24-cv-1263 (E.D. Mo.) (*Express Scripts I*)

Parties: Express Scripts Inc.

Assigned Attorneys: Alexander Resar (DOJ)

Nature of Action: Action alleging constitutional due process violations and bias in connections with Commission's 6(b) study of PBMs.

Status: Complaint filed 9/17/24.
FTC motion to dismiss filed 12/16/24; response in opposition filed 1/30/25; reply filed 2/13/25.
Joint brief on intervening events filed 5/12/25.

EXPRESS SCRIPTS INC. v. FTC, No. 25-1383 (8th Cir.); No. 4:24-cv-1549 (E.D. Mo.)
(*Express Scripts II*)

Parties: Express Scripts
Evernorth Health
Ascent Health Services
Medco Health Services
Caremark RX
Zinc Health Services
OptumRx
Optum Rx Holdings
Emisar Pharma Services

Assigned Attorneys: Alexander Resar (DOJ)

Nature of Action: Action seeking to enjoin a Part 3 proceeding alleging constitutional violations in the Commission's administrative proceedings.

Status: Complaint and motion for preliminary injunction filed 11/19/24.
FTC's opposition to preliminary injunction filed 12/19/24; reply filed 1/10/25.
Hearing on motion for preliminary injunction held 2/3/25.
Order denying preliminary injunction entered 2/18/25.
Notice of appeal and motion for injunction pending appeal filed 2/21/25.
Order denying injunction pending appeal entered 2/24/25.
Plaintiffs-Appellants' opening brief filed 4/15/25; FTC's response brief filed 5/16/25; reply filed 6/9/25.

FUNCTIONAL GOVERNMENT INITIATIVE v. FTC, No. 1:22-cv-1614 (D.D.C.)

Parties: Functional Government Initiative

Assigned Attorneys: Stephanie Johnson (DOJ)
Michele Arington (OGC)

Nature of Action: Action seeking records regarding oil and gas under the Freedom of Information Act.

Status: Complaint filed 6/7/22.
FTC Answer filed 8/21/22.
Joint status reports filed 9/6/22, 10/13/22, 1/17/23, 4/14/23, 6/2/23, 7/11/23, 7/31/23, 8/31/23, 11/13/23, 12/21/23, 2/1/24, 4/1/24, and 4/24/24, 8/15/24, 9/18/24, 10/17/24, 11/22/24, 1/14/25, 2/27/25, 4/14/25, and 6/12/25.

FUNCTIONAL GOVERNMENT INITIATIVE v. FTC, No. 1:22-cv-03273-CKK (D.D.C.)

Parties: Functional Government Initiative

Assigned Attorneys: Dedra S. Curteman (AUSA)
Michele Arington (OGC)
Kristin B. Hill

Nature of Action: Action seeking records regarding infant formula shortage under the Freedom of Information Act.

Status: Complaint filed 10/26/22.
FTC answer filed 1/6/23.
Joint status reports filed 2/24/23, 3/24/23, 4/24/23, 5/23/23, 6/23/23, 8/22/23, 10/23/23, 12/18/23, 2/16/24, 4/16/24, 6/17/24, 8/16/24, 10/15/24, and 12/16/24.
Plaintiff's motion for attorney's fees filed 1/14/25; FTC's opposition filed 2/14/25; reply filed 3/3/25.

FUNCTIONAL GOVERNMENT INITIATIVE v. FTC, No. 1:23-cv-403 (D.D.C.)

Parties: Functional Government Initiative

Assigned Attorneys: Benton Peterson (AUSA)
Michele Arington (OGC)

Nature of Action: Action seeking records regarding meat and poultry under the Freedom of Information Act.

Status: Complaint filed 2/13/23.
FTC answer filed 5/3/23.
Joint status reports filed 5/17/23, 6/03/23, 8/10/26, 9/25/23, 11/28/23, 2/2/24, 4/2/24, 8/6/24, 9/9/24, 11/7/24, 12/10/24, 1/15/25, 2/14/25, 3/17/25, 4/17/25, 5/21/25, and 6/13/25.

FUNCTIONAL GOVERNMENT INITIATIVE v. FTC, No. 1:24-cv-3022 (D.D.C.)

Parties: Functional Government Initiative

Assigned Attorneys: Christina O'Tousa (DOJ)
Michele Arington (OGC)

Nature of Action: Action seeking records under the Freedom of Information Act

Status: Complaint filed 10/23/24.
FTC answer filed 1/10/25.
Joint status reports filed 1/27/25, 3/28/25, and 4/28/25.

HORSEMEN'S BENEVOLENT & PROTECTIVE ASS'N – OHIO DIVISION v. HISA, No. 2:25-cv-98 (S.D. Ohio)

Parties: Horsemen's Benevolent & Protective Association - Ohio Division, Inc.

Assigned Attorneys: Taylor Pitz (DOJ)
Lide Paterno
Michael Weisbuch
Pratik Shah

Nature of Action: Action seeking injunctive relief against HISA monetary adjustments.

Status: Complaint and motion for preliminary injunction filed 2/4/25.
Motion for judgment on administrative record filed 5/12/25.
Response in opposition and cross motion for summary judgment filed 6/11/25.

HRNCIR v. FTC, No. 4:24-cv-692 (E.D. Tex.)

Parties: Anthony Hrncir

Assigned Attorneys: J. Kevin McClendon (AUSA)
Michele Arington (OGC)

Nature of Action: Pro se complaint seeking to compel response by federal and state agencies with respect to alleged unauthorized use of plaintiff's intellectual property.

Status: Complaint filed 8/1/24.
Federal defendants' motion to dismiss or, in the alternative, summary judgment filed 3/18/25; plaintiff's opposition filed 4/3/25; federal defendants' reply filed 4/10/25.

JENNER & BLOCK LLP v. U.S. DEPARTMENT OF JUSTICE, No. 1:25-cv-916 (D.D.C.)

Parties: Jenner & Block LLP

Assigned Attorneys: Richard Lawson (DOJ)

Nature of Action: Action seeking injunction against President's executive order concerning a law firm

Status: Complaint and TRO filed 3/28/25.
TRO granted 3/28/25.
Motion for summary judgment and declaratory and injunctive relief filed 4/8/25.
Motion to dismiss by defendants filed 4/8/25; opposition filed 4/17/25.
Order granting motion for summary judgment and permanent injunction, and denying defendants' motion to dismiss, entered 5/23/25.

KELLY v. HORSERACING INTEGRITY & SAFETY AUTHORITY, INC., No. 4:24-cv-264 (S.D. Iowa)

Parties: Joseph Kelly
Douglas Anderson

Assigned Attorneys: Rachel Sherle (AUSA)
Alexander Sverdlov (DOJ)
Stephen Ehrlich

Nature of Action: Action seeking to declare the delegation of horseracing regulation to a private entity unconstitutional.

Status: Complaint filed 7/29/24.
FTC answer filed 11/18/24.
Amended complaint filed 2/21/25.
Plaintiffs' motion for summary judgment filed 4/30/25.

KKR & CO. v. MEKKI., No. 1:25-cv-448 (S.D.N.Y.)

Parties: KKR & Co. Inc.

Assigned Attorneys: Christopher Connolly (DOJ)

Nature of Action: Action seeking relief from requirements of new HSR rule.

Status: Complaint filed 1/16/25.
DOJ and FTC's motion to dismiss filed 4/23/25.
Joint dismissal of count I of the complaint entered 5/14/25.
Order staying Counts II and III pending court's decision on KKR's motion to dismiss in United States v. KKR & Co. Inc., No. 25-cv-343, entered 5/14/25.

KROGER v. FTC, No. 1:24-cv-438 (S.D. Ohio)

Parties: The Kroger Co.

Assigned Attorneys: Cassandra Snyder (DOJ)

Nature of Action: Action seeking to find FTC administrative proceedings unconstitutional due to for-cause removal protections of ALJs and the private rights doctrine.

Status: Complaint and motion for preliminary injunction filed 8/19/24;
FTC opposition to preliminary injunction filed 9/16/24; reply filed 9/23/24.

FTC motion to transfer or stay filed 9/16/24; response filed 9/20/24; reply filed 9/25/24.

Hearing on motion to transfer held 10/28/24.

Joint stipulation of dismissal filed 1/9/25.

LOUISIANA v. HORSERACING INTEGRITY & SAFETY AUTHORITY, INC., No. 22-30458 (5th Cir.); No. 6:22-cv-01934 (W.D. La.)

Parties: State of Louisiana
Louisiana State Racing Commission
Louisiana Horsemen's Benevolent & Protective Association
Louisiana Thoroughbred Breeders Association
Jockeys Guild
State of West Virginia
West Virginia Racing Commission
Bernard Chatters
Edward Fenasci
Larry Findley, Sr.
Warren Harang
Gerard Melancon

Assigned Attorneys: Alexander Sverdlov (DOJ)
Mariel Goetz (OGC)

Nature of Action: Action seeking a temporary restraining order and a preliminary injunction against the Commission and the Horseracing Integrity and Safety Authority to prevent the enforcement of the horseracing rules approved by the Commission and declare them invalid under the Administrative Procedure Act.

Status: Complaint filed 6/30/22.
 Motion for preliminary injunction filed 6/29/22; FTC's opposition filed 7/15/22; Reply filed 7/22/22; order granting motion for preliminary injunction entered 7/26/22.
 Notice of appeal filed by the Commission filed 7/30/22.
 FTC's motion for stay pending appeal in 5th Circuit filed 8/1/22; opposition filed 8/3/22; FTC reply filed 8/4/22; order granting stay in part and denying in part entered 8/8/22.
 FTC's opening brief filed 8/15/22; Appellees' brief filed 8/19/22; FTC's reply brief filed 8/23/22.
 Oral argument held 8/30/22.
 Opinion remanding to the district court for further proceedings in light of decision in *National Horsemen's Benevolent and Protective Association v. Black*, No. 22-10387, lifting temporary stay, entered 11/18/22.
 Commission's petition for panel rehearing filed 1/3/23; denied 1/31/23.
 Amended complaint and motion for TRO filed 2/6/23.
 Motion to strike complaint filed 3/6/23; reply filed 4/3/23.
 Memorandum in support of TRO filed 7/28/23.
 Magistrate judge's report and recommendation that amended complaint be stricken and case be stayed pending outcome of appeal in *National Horsemen's Benevolent and Protective Association v. Black* entered 9/13/23.
 Order adopting recommendation and staying case entered 9/14/23.

META PLATFORMS v. FTC, No. 24-5054 (D.C. Cir.); No. 1:23-cv-3562 (D.D.C.)

Parties: Meta Platforms

Assigned Attorneys: Mariel Goetz (OGC)
 Bradley Grossman

Nature of Action: Action seeking injunctive and declaratory relief against the enforcement of an agency order based on a variety of constitutional claims.

Status: Complaint and motion for preliminary injunction filed 11/29/23.
 Commission's motion to dismiss and opposition to motion for preliminary injunction filed 12/13/23; Meta's opposition to motion to dismiss

and reply in support of motion for preliminary injunction filed 12/27/23; FTC reply filed 1/18/24; surreply by Meta filed 1/25/24. Hearing held 3/1/24.
Order denying preliminary injunction and motion to dismiss pending Supreme Court's decision in *SEC v. Jarkesy* entered 3/14/24. Meta's notice of appeal of denial of preliminary injunction filed 3/15/24. Emergency motion for preliminary injunction by Meta filed 3/18/24; FTC's opposition filed 3/21/24; reply filed 3/22/24. Per curium order denying emergency motion entered 3/29/24. District court case stayed pending decision in *Jarkesy* 4/16/24. Unopposed motion to hold appeal in abeyance pending decision in *Jarkesy* filed 4/29/24; motion granted 4/30/24. Stay terminated 11/7/24. FTC motion to dismiss filed 8/14/24; Meta's opposition filed on 9/13/24; FTC reply filed 9/24/24. Meta's motion to stay filed 6/11/25; response filed 6/20/25; reply filed 6/26/25. Motion to stay granted 6/29/25.

MGM RESORTS INTERNATIONAL v. FTC, No. 1:24-cv-1066 (D.D.C.)

Parties: MGM Resorts International

Assigned Attorneys: Brenda Gonzalez Horowitz (DOJ/USAO)
Imad Abyad (OGC)

Nature of Action: Action seeking injunctive and declaratory relief against the enforcement of an agency CID based on a variety of constitutional claims.

Status: Complaint for declaratory and injunctive relief filed 4/15/24. Commission's motion to dismiss filed 6/24/24; plaintiff's opposition filed 8/7/24; Commission's reply filed 9/6/24. Stipulation of dismissal filed 3/7/25.

MEDIA MATTERS FOR AMERICA v. FTC, No. 1:25-cv-01959 (D.D.C.)

Parties: Media Matters for America

Assigned Attorneys: Imad Abyad (OGC)

Nature of Action: Allegation of violations of plaintiff's constitutional rights under the First and Fourth Amendments and request for injunctive relief from enforcement of CID.

Status: Complaint filed 6/23/25.

NATIONAL HORSEMEN'S BENEVOLENT AND PROTECTIVE ASSOCIATION et al v. BLACK, No. 24-472 (S. Ct.); Nos. 23-10520, 23-10522, 22-10387 (5th Cir.); No. 5:21-cv-71 (N.D. Tex.)

Parties: National Horsemen's Benevolent and Protective Association
Arizona Horsemen's Benevolent and Protective Association
Arkansas Horsemen's Benevolent and Protective Association
Indiana Horsemen's Benevolent and Protective Association
Illinois Horsemen's Benevolent and Protective Association
Louisiana Horsemen's Benevolent and Protective Association
Mountaineer Park Horsemen's Benevolent and Protective Association
Nebraska Horsemen's Benevolent and Protective Association
Oklahoma Horsemen's Benevolent and Protective Association
Oregon Horsemen's Benevolent and Protective Association
Pennsylvania Horsemen's Benevolent and Protective Association
Washington Horsemen's Benevolent and Protective Association
Tampa Bay Horsemen's Benevolent and Protective Association

Assigned Attorneys: Alexander Sverdlov (DOJ)
Brian Stoltz
Joe Busa, Jr.
Mark Stern
Mariel Goetz (OGC)
Ben Aiken

Nature of Action: Action seeking a declaratory judgment that the Horseracing Integrity and Safety Act (HISA) is unconstitutional and the Commission should be permanently enjoined from implementing and enforcing the law.

Status: Complaint filed 3/15/21.
Amended complaint filed 4/2/21.
Commission's motion to dismiss filed 4/30/21; plaintiffs' opposition filed 5/28/21; Commission's reply filed 6/18/21.
Oral argument held 2/16/22.
Memorandum opinion dismissing plaintiffs' claims entered 3/31/22.
Notices of appeal filed by plaintiffs and intervenors filed 4/19/22 and 4/20/22.
Plaintiff-Appellants' and Intervenor-Appellants' briefs filed 6/28/22;
Commission's brief filed 7/27/22; Appellants' reply filed 8/17/22.
Oral argument heard 8/30/22.
Opinion reversing district court judgment and remanding, ruling that HISA is facially unconstitutional under the private non-delegation doctrine, entered 11/18/22.

FTC's petition for panel rehearing filed 1/03/23; denied 1/31/23.
FTC's opposition to Gulf Coast Racing plaintiffs' motion for summary judgment and cross-motion for summary judgment (from consolidated case 5:23-cv-077) filed 3/6/23.
Plaintiffs' motion for injunction filed 3/8/23; plaintiffs' emergency motion for preliminary injunction filed 3/27/23; FTC's opposition filed 3/29/23; reply filed 3/30/23; order granting in part emergency motion for preliminary injunction entered 3/31/23.
Order consolidating case 5:23-cv-77 with lead case 5:21-cv-00071 entered 4/11/23.
Amended complaint and motion for preliminary injunction by Gulf Coast Racing plaintiffs filed 4/12/23.
Second amended complaint filed 4/14/23.
Opinion and order dismissing amended complaint entered 5/11/23.
Plaintiffs' motion for injunction pending appeal filed 5/5/23; FTC's opposition filed 5/11/23; reply filed 5/12/23; denied 5/11/23.
Notices of appeal filed 5/17/23 and 5/18/23.
Appellants' opening briefs filed 7/5/23; Commission's brief filed 8/4/23; appellant's reply brief filed 8/25/23.
Oral argument held 10/4/23.
Opinion affirming district court decision in part and reversing in part entered 7/5/24.
Petition for a writ of certiorari filed 10/2/24; opposing brief filed 11/21/24; reply filed 12/2/24.
Petition for certiorari granted, order vacating judgment below and remanding entered 6/30/25.

NATIONAL TREASURY EXECUTIVE UNION v. TRUMP, No. 1:25-cv-00420 (D.D.C.)

Parties: National Treasury Employees Union
National Federation of Federal Employees
International Association of Machinists & Aerospace Workers, AFL-CIO
International Union, United Automobile, Aerospace and Agricultural
Implement Workers of America

Assigned Attorneys: Abhishek Kambli (DOJ)
Christopher Hall
Richard Giles

Nature of Action: Action seeking declaratory and injunctive relief for allegations of unlawful federal employee firings, resignation programs, and violations of the RIF statute and regulations.

Status: Complaint filed 2/12/25.
Motion for TRO filed 2/14/25.
Amended complaint filed 2/17/25.
Defendants' opposition to TRO filed 2/17/25; reply filed 2/18/25.
Hearing on motion for TRO and PI held 2/18/25.
Opinion and Order denying entered 2/20/25.
Defendants' motion to dismiss filed 5/15/25.
Voluntary dismissal of plaintiff International Union, United Automobile, Aerospace and Agricultural Implement Workers of America filed 5/27/25.
Second amended complaint adding defendants including FTC and terminating others filed 6/6/25.

OWNBEY V. FTC, No.1:25-cv-73 (D.D.C.)

Parties: Austin Ownbey

Assigned Attorneys: Brenda Horowitz (DOJ)
Michele Arington (OGC)

Nature of Action: Action seeking records under Freedom of Information Act.

Status: Complaint filed 1/10/25
FTC's answer filed 3/26/25.
Joint status reports filed 4/15/25; 6/16/25.

PEREZ v. HORSERACING INTEGRITY AND SAFETY AUTHORITY INC., No. 2:24-cv-6397 (S.D.N.Y.)

Parties: Luis Jorge Perez

Assigned Attorneys: Ben Aiken (OGC)

Nature of Action: Action seeks to appeal sanctions under HISA Rules for possessing a banned substance at a racetrack.

Status: Complaint filed 9/12/24.

PROPERTIES OF THE VILLAGES v. FTC, No. 24-13102 (11th Cir.); No. 5:24-cv-316 (M.D. Fla.)

Parties: Properties of the Villages, Inc.

Assigned Attorneys: Ben Aiken (OGC)
Arjun Mody (DOJ)
Taisa Goodnature
Sean Janda
Urja Mittal
Michael Raab

Nature of Action: Action seeking declaratory judgment and permanent injunction holding the Commission's noncompete rule unlawful.

Status: Complaint filed 6/21/24.
Motion for preliminary injunction filed 7/2/24; FTC opposition filed 7/31/24; reply filed 8/15/24.
Hearing on PI motion held 8/15/24.
Preliminary injunction granted 8/15/24.
Notice of appeal filed 9/24/24.
FTC opening brief filed 11/4/24.
Order granting stay entered 3/20/25.

PROTECT THE PUBLIC'S TRUST v. FTC, No. 1:25-cv-48 (D.D.C.)

Parties: Protect the Public's Trust

Assigned Attorneys: Bradley Silverman (DOJ)
Michele Arington (OGC)

Nature of Action: Action seeking withheld records under FOIA.

Status: Complaint filed 1/8/25.
Answer filed 2/20/25.
Joint status reports filed 3/1/25 and 5/12/25.

RYAN, LLC v. FTC, No: 24-10951 (5th Cir.); No. 3:24-cv-986 (N.D. Tex.)

Parties: Ryan LLC
Chamber of Commerce (Intervenor Plaintiff)

Business Roundtable (Intervenor Plaintiff)
Texas Association of Business (Intervenor Plaintiff)
Longview Chamber of Commerce (Intervenor Plaintiff)

Assigned Attorneys: Rachael Westmoreland (DOJ)
Arjun Mody (DOJ/Fed Programs)
Madeline McMahon (DOJ/CIV)
Taisa Goodnature
Ben Aiken (OGC)

Nature of Action: Action seeking declaratory judgment and permanent injunction holding the Commission's noncompete rule unlawful.

Status: Complaint filed 4/23/24.
Plaintiff's motion to stay effective date and for preliminary injunction filed 5/1/24; FTC response filed 5/29/24; plaintiff's reply filed 6/12/24.
Plaintiff's emergency motion to expedite briefing regarding motion for stay and PI filed 5/1/24; FTC response filed 5/2/24; plaintiff's reply filed 5/2/24; motion denied 5/7/24.
Intervenor complaint by Chamber of Commerce et al. for declaratory and injunctive relief filed 5/9/24.
Chamber's motion to stay effective date of rule and for preliminary injunction filed 5/10/24.
Preliminary injunction enjoining enforcement of the rule against the plaintiffs entered 7/3/24.
Motion for reconsideration on the scope of relief filed 7/10/24; response filed 7/11/24.; order denying the motion for reconsideration entered 7/11/24.
Plaintiff's motion for summary judgment filed 7/19/24; FTC's motion for summary judgement filed 8/2/24; FTC response filed 8/2/24; plaintiff's response filed 8/9/24; reply filed 8/16/24.
Order granting plaintiff's motion for summary judgment granted and denying FTC's cross-motion for summary judgment entered 8/20/24.
Notice of appeal filed 10/18/24.
Stay granted 3/12/25.

SERPE v. FTC ET AL, No. 24-cv-61939 (S.D. Fla.)

Parties: Phillip Serpe

Assigned Attorneys: Stephen Ehrlich (DOJ)

Nature of Action: Action seeking to declare the HISA rules as an unconstitutional delegation of authority and impermissible under the 7th Amendment.

Status: Complaint filed 10/17/24.
Motion for preliminary injunction filed 10/23/24; opposition filed 1/24/25;
reply filed 2/14/25.
Order denying preliminary injunction entered 5/29/25.

SPALDING v. FTC, No. 1:23-cv-3873 (D.D.C.)

Parties: David L. Spalding

Assigned Attorneys: Thomas Duffy (AUSA)
Michele Arington (OGC)

Nature of Action: Action seeking records under the Freedom of Information Act.

Status: Complaint filed 12/26/23.
FTC answer filed 2/14/25.
Status report filed 5/1/25.

SUSMAN GODFREY LLP V. EXEC. OFF. OF THE PRESIDENT, No. 1:25-cv-1107
(D.D.C.)

Parties: Susman Godfrey LLP

Assigned Attorneys: Richard Lawson (DOJ)

Nature of Action: Action seeking injunctive relief against an executive order concerning a law firm.

Status: Complaint filed 4/11/25.
Motion for temporary restraining order filed 4/14/25.
Temporary restraining order granted 4/15/25.
Motion for summary judgment and permanent injunctive relief filed
4/23/25; defendants' opposition filed 4/30/25; reply filed 5/5/25.
Defendants' motion to dismiss filed 4/23/25.
Amended complaint filed 5/9/25
Defendants' motion to dismiss amended complaint filed 5/12/25.
Plaintiff's motion for summary judgment filed 5/12/25.
Order denying motion to dismiss and granting motion for summary
judgment entered 6/27/25.

TEMPUR SEALY INT’L, INC. ET AL v. FTC, No.4:24-cv-3764 (S.D. Tex.)

Parties: Tempur Sealy International
Mattress Firm Group

Assigned Attorneys: Rachel Westmoreland (DOJ)
Daniel Hu

Nature of Action: Action seeking to enjoin the FTC from challenging a merger via administrative proceedings.

Status: Complaint filed 10/4/24.
Motion for preliminary injunction filed 11/5/24.; opposition filed 12/13/24.
Notice of dismissal filed 4/16/25.

WALMSLEY et al v. FTC et al, No. 24-420 (S. Ct.); No 23-2687 (8th Cir.); No. 3:23-cv-81 (E.D. Ark.)

Parties: Bill Walmsley
Jon Moss
Iowa Horsemen’s Benevolent and Protective Association

Assigned Attorneys: Alexander Sverdlov (DOJ-CIV)
Joshua Newton
Stephen Ehrlich

Nature of Action: Action seeking injunctive and declaratory relief against the FTC and the Commission claiming that the Horseracing Integrity and Safety Act (HISA) is unconstitutional and the Commission should be permanently enjoined from implementing and enforcing the law.

Status: Complaint filed 4/6/23.
Plaintiffs’ motion for preliminary injunction filed 4/11/23; FTC opposition filed 5/15/23; Plaintiffs’ reply filed 5/23/23.
Order denying plaintiffs’ motion for preliminary injunction entered 7/11/23.
Notice of appeal filed 7/21/23.
Appellant’s brief filed 10/11/23; Commission’s response brief filed 12/13/23; reply brief filed 1/19/24.
Oral argument held 6/12/24.
Opinion affirming the decision below entered 9/20/24.
Petition for writ of certiorari filed 10/10/24; brief of federal respondents entered 11/6/24; reply filed 11/19/24.

Petition for certiorari granted, order vacating judgment below and remanding entered 6/30/25.

WILMER CUTLER PICKERING HALE AND DORR LLP v. EXEC. OFFICE OF THE PRESIDENT ET AL, No. 1:25-cv-917 (D.D.C.)

Parties: Wilmer Cutler Pickering Hale and Dorr LLP

Assigned Attorneys: Richard Lawson (DOJ)

Nature of Action: Action seeking junctive relief against an executive order concerning a law firm.

Status: Complaint and motion for preliminary injunction and TRO filed 3/28/25.
Order granting in part and denying in part TRO entered 3/28/25.
Defendants' motion to dismiss filed 4/8/25; opposition filed 4/17/25.
Plaintiff's motion for summary judgment filed 4/8/25.
Order granting in part and denying in part motions to dismiss and for summary judgment entered 5/27/25.
Order granting plaintiff's motion to clarify and amended order entered 6/26/25.

WONG v. FTC, Nos. No.6:25-cv-562, 6:24-cv-1410 (W.D. La.)

Parties: Jonathan Wong

Assigned Attorneys: Alexander Sverdlov
Stephen Ehrlich

Nature of Action: Action challenging the enforcement of HISA rules as unconstitutional via improper delegation of legislative authority and a violation of due process.

Status: Complaint filed 10/15/24.
Motion for preliminary injunction filed 10/16/24; response in opposition filed 11/22/24; reply filed 12/9/24.
Motion to dismiss or hold in abeyance filed 11/22/24; response filed 12/16/24; reply filed 12/23/24.
Memorandum ruling granting motion to dismiss Plaintiff's claims for lack of personal jurisdiction over defendant Horseracing Integrity and Safety Authority, and indispensable party, entered 3/25/25.
Complaint against FTC and motion for preliminary injunction filed 4/25/25.
FTC's opposition to preliminary injunction filed 6/9/25; reply filed 6/12/25.

XLEAR, INC. v. FTC, No. 2:25-cv-00484 (D. Utah)

Parties: Xlear, Inc.

Assigned Attorneys: Matt Hoffman (OGC)

Nature of Action: Declaratory relief under the Administrative Procedure Act and the Federal Declaratory Judgment Act concerning prohibitions of false statements and unfair or deceptive action under Section 5(a) and 12 of the FTC Act.

Status: Complaint filed 6/18/25

AMICUS CURIAE BRIEFS OR PARTIAL INTERVENTIONS

COSTAR GROUP v. CREXI, No. 23-55662 (9th Cir.)

Assigned Attorneys: Mariel Goetz (OGC)

Nature of Action: Action involving antitrust counterclaims against commercial real estate information firm, CoStar.

Status: Amicus brief of the FTC in support of CREXI filed 1/26/24.
Oral argument heard 10/9/24.
Opinion affirming in part, reversing in part, and remanding in part entered 6/23/25.

EPIC GAMES, INC. v. GOOGLE LLC ET AL, No. 24-6256 (9th Cir.); No. 3:20-5671 (N.D. Cal.)

Assigned Attorneys: Mariel Goetz (OGC)
Kelly Ortiz (BC)

Nature of Action: Action alleging the acquisition and/or maintenance of monopolies in the market for Android apps and seeking injunctive remedies to address this conduct.

Status: Amicus brief of the FTC filed 8/12/24.
Order and permanent injunction entered 10/7/24.
Brief of the United States and the FTC as Amici Curiae in Support of Plaintiff-Appellee filed 10/26/24.

GLOVER AND BOOZE v. OCWEN LOAN SERVICING, No. 23-12579 (11th Cir.)

Assigned Attorneys: Mariel Goetz (OGC)

Nature of Action: Action involving the Fair Debt Collection Practices Act's application to debt collectors collecting pay-to-pay fees.

Status: Brief of CFPB and FTC as amici curiae in support of plaintiffs-appellees filed 2/27/24.
Oral argument held 11/22/24.
Opinion affirming the judgment below entered 2/4/25.

NELSON v. EXPERIAN, No. 24-10147 (11th Cir.)

Assigned Attorneys: Mariel Goetz (OGC)

Nature of Action: Action concerning the Fair Credit Reporting Act's requirement that credit reporting agencies conduct a reasonable reinvestigation in response to a consumer's dispute regarding information contained in the consumer's file.

Status: Brief of CFPB and FTC as amici curiae in support of plaintiff-appellant filed 3/29/24.

RITZ v. NISSAN-INFINITI, No. 23-2181 (3d Cir.)

Assigned Attorneys: Mariel Goetz (OGC)

Nature of Action: Action involving the Fair Credit Reporting Act's requirement that entities furnishing information to credit reporting agencies conduct an investigation with respect to disputed information.

Status: Brief of the CFPB and FTC as amici curiae in support of plaintiff-appellant filed 2/7/24.
Opinion reversing and remanding entered 5/6/25.

ROBERTS v. CARTER-YOUNG, INC., No. 23-1911 (4th Cir.)

Assigned Attorneys: Mariel Goetz (OGC)
Matthew Hoffman

Nature of Action: Private action concerning the requirements of a furnisher regarding disputed credit information under the Fair Credit Reporting Act.

Status: Brief of the CFPB and FTC as amici curiae in support of plaintiff-appellant filed 12/8/23.
Oral argument heard 9/25/24.
Opinion vacating and remanding entered 3/14/25.

SHANAHAN v. IXL LEARNING, INC, No. 3:24-cv-2724 (N.D. Cal.)

Assigned Attorneys: James Erickson Evans (BCP)
Roberto Anguizola

Nature of Action: Private action seeking to enforce the provisions against COPPA against an education services provider.

Status: Amicus brief filed 8/19/24.
Order denying motion to compel arbitration, rejecting argument that COPPA created agency relationship, entered 11/1/24.

SULUKI V. CREDIT ONE BANK, No. 23-721 (2d Cir.)

Assigned Attorneys: Bradley Grossman (OGC)

Nature of Action: Private action concerning the duty of furnishers under the Fair Credit Reporting Act to dispute information on their credit reports.

Status: Brief of CFPB and FTC and amici curiae in support of plaintiff-appellant filed 10/2/23.
Oral argument heard, with CFPB participating as amicus, on 6/26/24.
Opinion affirming judgment below entered 5/28/25.

TEXAS v. BLACKROCK, No. 6:24-cv-437 (E.D. Tex.)

Assigned Attorneys: Anu Sawkar (OGC)
Clarke Edwards (BC)

Nature of Action: Action seeking injunctive relief against an asset manager for alleged monopolization of coal markets.

Status: Statement of interest of the FTC filed 5/22/25.

UNITED HEALTHCARE SERVICES, INC v. GILEAD SCIENCES, INC ET AL, No. 24-1639 (9th Cir.)

Assigned Attorneys: Mark Hegedus (OGC)

Nature of Action: Private action alleging an unlawful reverse-payment scheme.

Status: Amicus brief for the FTC in support of neither party filed 9/24/24.

UNITED STATES v. GOOGLE, 1:20-cv-3010 (D.D.C.)

Assigned Attorneys: Anu Sawkar (OGC)

Nature of Action: Action seeking injunctive relief against Google for unlawfully maintaining monopolies in general search services and general search text ads.

Status: Amicus brief for the FTC addressing remedy filed 5/12/25.